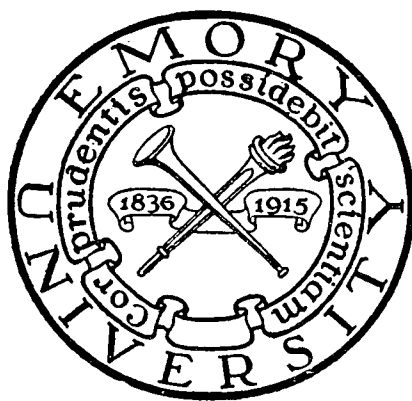


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JOURNAL
OF THE
HOUSE OF REPRESENTATIVES,
OF THE
STATE OF GEORGIA.

MILLEDGEVILLE, GA., }
MONDAY, DECEMBER 4TH, 1865. }
10 o'clock, A. M. }

At a Session of the General Assembly of the State of Georgia, begun and holden at the State House, in the City of Milledgeville, in the County of Baldwin, on the fourth day of December, in the year of our Lord, eighteen hundred and sixty five, the House of Representatives was called to order by L. Carrington, Clerk. On the call of the roll of the several Counties, the following members, elect from the several Counties mentioned, appeared, produced their credentials, and, having taken the oath prescribed by the Constitution of the State, took their seats, to-wit:

From the County of Appling, the Hon. John Robinson.
From the County of Baldwin, the Hon. S. McComb.
From the County of Baker, the Hon. J. H. Hand.
From the County of Banks, the Hon. J. D. Gunnells.
From the County of Bartow, the Hons. N. Howard and J. C. Simms.
From the County of Berrien, the Hon. H. T. Peeples.
From the County of Bibb, the Hons. Thos. Hardeman and W. S. Moughon.
From the County of Brooks, the Hon. W. B. Bennett.
From the County of Bryan, the Hon. J. T. Williams.

From the County of Burke, the Hons. J. B. Jones and J. J. Jones.

From the County of Butts, the Hon. W. Hodges.

From the County of Calhoun, the Hon. G. W. Colley.

From the County of Campbell, the Hon. J. M. Edge.

From the County of Carroll, the Hons. Eli Benson and S. C. Candler.

From the County of Catoosa, the Hon. E. M. Dodson,

From the County of Charlton, the Hon. O. K. Mizell.

From the County of Chatham, the Hons. G. P. Harrison and P. M. Russell.

From the County of Chattahoochee, the Hon. W. A. McDougald.

From the County of Chattooga, the Hon. T. A. Kirby.

From the County of Cherokee, the Hons. E. C. Hardin and J. J. A. Sharpe.

From the County of Clarke, the Hons. F. W. Adams and M. S. Durham.

From the County of Clay, the Hon. S. R. Weaver.

From the County of Clayton, the Hon. M. P. Byington.

From the County of Clinch, the Hon. Jesse Smith.

From the County of Cobb, the Hons. J. O. Gartrell and N. B. Greene.

From the County of Coffee, the Hon. J. P. Wall.

From the County of Colquitt, the Hon. W. Watkins.

From the County of Columbia, the Hons. B. B. Wilkinson and P. G. Morrow.

From the County of Coweta, the Hons. J. E. Stallings and J. W. Tench.

From the County of Crawford, the Hon. T. F. Gibson.

From the County of Dade, the Hon. E. T. Rodgers.

From the County of Dawson, the Hon. J. Hockinhull.

From the County of Decatur, the Hon. T. A. Swearingen.

From the County of Dooly, the Hon. H. Williams.

From the County of Dougherty, the Hon. W. J. Vason.

From the County of Early, the Hon. J. B. Brown.

From the County of Effingham, the Hon. Jno. G. Morell.

From the County of Emanuel, the Hon. J. Roundtree.

From the County of Fannin, the Hon. Wm. Umphrey.

From the County of Fayette, the Hon. W. P. Redwine.

From the County of Floyd, the Hons. G. W. Thomas and W. A. Woods.

From the County of Forsyth, the Hon. A. W. Johnson.

From the County of Franklin, the Hon. Thos. Morris.

From the County of Fulton, the Hons. T. W. J. Hill and R. F. Maddox.

From the County of Gilmer, the Hon. C. A. Ellington.

From the County of Gordon, the Hons. Jno. W. Stanton and Geo. Harlan.

From the County of Greene, the Hons. R. L. McWhorter and J. W. Swann.

From the County of Gwinnett, the Hons. T. H. Mitchell and S. Martin.

From the County of Hall, the Hons. J. A. Dorsey and C. H. Boyd.

From the County of Hancock, the Hons. T. J. Smith and C. W. DuBose.

From the County of Haralson, the Hon. W. Brock.

From the County of Harris, the Hons. W. J. Hudson and F. Hargett.

From the County of Hart, the Hon. E. R. White.

From the County of Henry, the Hon. Jno. Johnson.

From the County of Houston, the Hons. D. N. Brown and L. B. Alexander.

From the County of Jackson, the Hons. P. F. Hinton and J. H. McRae.

From the County of Jasper, the Hon. E. W. Baynes.

From the County of Heard, the Hon. C. J. McDowell.

From the County of Jefferson, the Hon. Jas. Stapleton.

From the County of Johnson, the Hon. Jas. Hicks.

From the County of Jones, the Hon. W. T. McCollough.

From the County of Laurens, the Hon. R. Robinson.

From the County of Lee, the Hon. S. Lindsay.

From the County of Liberty, the Hon. S. A. Fraser.

From the County of Lincoln, the Hon. T. S. Humphries.

From the County of Lowndes, the Hon. S. W. Baker.

From the County of Lumpkin, the Hon. N. F. Howard.

From the County of Macon, the Hon. Thos. Dixon.

From the County of Marion, the Hon. W. T. Hollis.

From the County of Madison, the Hon. J. Montgomery.

From the County of Merriwether, the Hons. M. P. Tucker and J. H. Render.

From the County of Milton, the Hon. W. S. Grogan.

From the County of Mitchell, the Hon. W. A. Bird.

From the County of Morgan, the Hon. Wm. Woods.

From the County of Monroe, the Hons. T. B. Cabaniss and O. S. Woodward.

From the County of Montgomery, the Hon. J. K. Morris.

From the County of Muscogee, the Hon. J. M. Russell.

From the County of Murray, the Hon. Jno. Oates.

From the County of Newton, the Hons. A. M. Evans and J. P. Simms.

From the County of Oglethorpe, the Hons. J. H. McWhorter and W. W. Davenport.

From the County of Paulding, the Hon. J. Ragsdale.

From the County of Pickens, the Hon. R. B. McCutchins.

From the County of Pierce, the Hon. J. M. Johnson.

From the County of Polk, the Hon. J. L. Dodds.

From the County of Putnam, the Hon. T. G. Lawson.

From the County of Pike, the Hon. R. H. McDowell.

From the County of Rabun, the Hon. N. Fincannon.

From the County of Randolph, the Hon. L. C. Sale.

From the County of Richmond, the Hons. Geo. Barnes and C. Snead.

From the County of Schley, the Hon. H. L. French.

From the County of Scriven, the Hon. E. B. Gross.

From the County of Spalding, the Hon. J. D. Stewart.

From the County of Sumter, the Hon. W. J. Reese and T. D. Speer.

From the County of Stewart, the Hons. N. R. Holliday and J. Shaw.

From the County of Talbot, the Hons. R. M. Willis and W. N. Hall.

From the County of Taliaferro, the Hon. J. W. Asbury.

From the County of Tatnall, the Hon. J. Stanfield.

From the County of Taylor, the Hon. Rob't Scandett.

From the County of Telfair, the Hon. D. W. Cameron.

From the County of Terrell, the Hon. P. L. Wilburn.

From the County of Troup, the Hons. R. A. T. Ridley and F. A. Frost.

From the County of Towns, the Hon. A. J. Burch.

From the County of Thomas, the Hons. W. D. Mitchell and F. McQueen.

From the County of Twiggs, the Hon. Dan'l G. Hughes.

From the County of Union, the Hon. L. M. Hughes.

From the County of Upson, the Hon. T. W. Wamble.

From the County of Walker, the Hons. M. E. Rhodes and J. Dixon.

From the County of Walton, the Hons. J. M. Sheppard and J. F. Robertson.

From the County of Ware, the Hon. D. T. Sumner.

From the County of Warren, the Hon. E. H. Pottle.

From the County of Washington, the Hons. T. O. Wick-
er and W. G. Robson.

From the County of White, the Hon. E. F. Starr.

From the County of Webster, the Hon. J. H. Pickett.

From the County of Whitfield, the Hon. J. A. Glenn and M. P. Quillian.

From the County of Wilkes, the Hon. Isaac McLenden.

From the County of Wilkinson, the Hon. Jno. Bragg.

From the County of Worth, the Hon. R. G. Ford.

The House then proceeded to the election of Speaker, the members voting *viva voce*, and on receiving and adding up the vote, it appeared that the Hon. Thomas Hardeman, of Bibb, had received 117 votes, and the Hon. E. H. Pottle, of Warren, had received 17 votes. The Hon. Thomas Hardeman having received a majority of the whole number of votes polled, was declared duly elected Speaker of the House of Representatives.

On motion of Mr. Pottle, of Warren, a Committee of five, consisting of Messrs. Pottle, Gartrell, Harrison, of Chatham, Ridley, of Troup, and Johnson, of Pearce, was appointed to wait upon Mr. Hardeman, inform him of his election, and conduct him to the Chair. The committee performed the duty assigned them, when the Speaker elect tendered his acknowledgements to the House, and took his seat.

The House then proceeded to the election of a Clerk, the members voting *viva voce*, and on receiving and adding up the vote, it appeared that J. D. Waddell, of the county of Polk, having received a majority of the whole number of votes polled, was declared duly elected Clerk.

The House then proceeded to the election of a Messenger. On motion of Mr. Gartrell, of Cobb, Jesse Oslin, of the county of Cobb, was unanimously elected Messenger, by acclamation.

The House then proceeded to the election of Door Keeper, the members voting *viva voce*, and on receiving and adding up the vote, it appeared that L. J. Allred, of the county of Pickens, was duly elected Door Keeper.

Mr. Gartrell, of Cobb, offered the following Resolution, which was taken up, read, and adopted, to-wit:

Resolved, That the Clerk inform the Senate that the House of Representatives is now organized, having made choice of the Hon. Thomas Hardeman, of the county of Bibb, as their Speaker, and James D. Waddell, of the county of Polk, as their Clerk, and are now ready to proceed to business.

Mr. Kirby, of Chattooga, offered the following Resolution, which was taken up, read, and adopted, to-wit:

Resolved, That a Committee be appointed by the Speaker, to prepare Rules for the government of this House.

The Committee appointed under said Resolution, are Messrs. Kirby, of Chattooga, Gartrell, of Cobb, Dubose, of Hancock, Harrison, of Chatham, Pottle, of Warren, Ridley, of Troup, J. B. Jones, of Burke, French, of Schley, Fraser, of Liberty, and Hudson, of Harris.

On motion, the House adjourned until 2½ o'clock, P. M.

2½ O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Glenn, of Whitfield, offered a joint Resolution, ratifying the amendment to the Constitution of the United States, abolishing slavery.

On motion of Mr. DuBose, of Hancock, the House proceeded to draw for seats.

The members being seated, Mr. Edge, of Campbell, offered the following Resolution, which was taken up, read, and adopted, to-wit :

Resolved, That the Messenger prepare seats on the floor of the House for Editors and Reporters of newspapers.

Mr. Fraser, of Liberty, offered the following Resolution, which was taken up, read, and adopted, to-wit :

Resolved, That a Committee of three be appointed by the Speaker, to procure the services of some Minister of the Gospel, to open the House each morning with prayer.

The Committee appointed under said Resolution, are Messrs. Fraser, McWhorter, of Greene, and McComb.

Mr. Adams, of Clark, offered a Resolution, contemplating the appointment of a Committee, to wait on His Excellency, the Provisional Governor, and inform him that both branches of the General Assembly are now organized, and request him to transmit to the General Assembly, the returns in his office of the recent election for Governor.

And further, that the Committee request His Excellency to communicate to the General Assembly any information in his possession, which, in his judgment, may be useful to them, touching the present relations of the State of Georgia to the Government of the United States ; and especially, that he inform them whether any, and what, impediment now exists, to the complete organization of the State Government, under the Constitution recently adopted.

Mr. Pottle moved to amend by striking out the latter portion of the Resolution.

Mr. Gartrell, of Cobb, offered the following as a substitute for the Resolution, which was received and adopted, as follows :

Resolved, That a Committee of three be appointed, to join such Committee as may be appointed by the Senate, to wait upon his Excellency, the Provisional Governor, and inform him that both branches of the General Assembly are now organized, and will be pleased to receive any communication he may think proper to make.

The Committee on the part of the House, are Messrs. Greene, of Cobb, Reese, of Sumter, and Dodds, of Polk.

The following Message was received from the Senate, by Mr. Weems, their Secretary, to-wit :

Mr. Speaker ;—I am directed by the Senate to inform the House of Representatives, that they have organized, having elected the Hon. Wm. Gibson, Senator elect from the

18th Senatorial District, as their President, and John B. Weems, of the county of Wilkes, as their Secretary, and are now ready to proceed to business.

The following Message was received from the Senate, by Mr. Weems, their Secretary :

Mr. Speaker:—I am instructed by the Senate, to inform the House of Representatives, that they have agreed to a Resolution, appointing a Committee, to join such Committee as may be appointed on the part of the House of Representatives, to wait upon His Excellency, the Provisional Governor, and to notify him that both branches of the General Assembly are now organized, and ready to receive any communication that he may have to make ; and further, to enquire of him what impediment exists to the complete organization of the State Government, under the Constitution recently adopted ; which Resolution I am directed to transmit forthwith to the House of Representatives. The Committee on the part of the Senate consists of Messrs. Strozier and O. L. Smith.

On motion of Mr. Adams, the Resolution from the Senate was taken up, and pending the discussion thereon, the same, on motion of Mr. Bush, of Miller, was laid on the table for the present.

Mr. Ridley, of Troup, offered the following Resolution, which was taken up, read, and adopted, to-wit :

Resolved, That the Clerk be instructed to have five hundred copies of the Constitution adopted by the recent State Convention, printed, for the use of members of the House of Representatives.

Leave of absence was granted to Mr. Hughes, of Twiggs, for a few days, on account of sickness in his family.

The following members, elect from their respective counties, appeared, produced their credentials, and, having taken the oath prescribed by the Constitution of the State, took their seats, to-wit :

From the County of Dooly, the Hon. Hiram Williams.

From the County of Miller, the Hon. Isaac Bush.

From the County of Habersham, the Hon. J. H. Philips,

On motion of Mr. Harrison, the House adjourned until half after 9 o'clock, to-morrow morning.

TUESDAY, DEC. 5TH., 1865. }
 9 $\frac{1}{2}$ o'clock, A. M. }

The House met pursuant to adjournment.

Prayer by Rev. Mr. Flinn.

On motion of Mr. Morris, of Franklin, the House reconsidered so much of the Journal of yesterday as relates to the adoption of a Resolution ordering 500 copies of the Constitution adopted by the recent Convention, printed.

On motion of Mr. Morris, of Franklin, the Resolution was taken up and amended by adding thereto the Ordinances and Resolutions passed by said Convention, of a general nature—and as amended, adopted.

Mr. Bush, of Miller, offered the following Resolution:

Whereas, There are no rules adopted for the government of this House—

Be it therefore Resolved, That the Rules of the last House of Representatives be and the same are hereby adopted as the rules for the government of this House, until changed.

The following Message was received from the Senate through Mr. Weems, their Secretary:

Mr. Speaker:—The Senate has concurred in the Resolution of the House of Representatives, appointing a joint Committee to wait on his Excellency the Provisional Governor, and to notify him that the General Assembly is now organized, and ready to receive any communication he may desire to make; and have appointed on their part Messrs. Strozier and O. L. Smith.

Mr. Simms of Bartow, offered a Resolution for the election of Commissioners to proceed to Washington and confer with the President, &c.

Mr. Simms of Bartow moved that the rule be suspended to take up said Resolution, which motion was lost.

Mr. Ridley of Troup offered Resolutions ratifying the amendment proposed by the Congress of the United States to the Constitution of the United States, abolishing slavery.

On motion of Mr. Ridley, the rule was suspended, and the Resolutions taken up.

Mr. Pottle of Warren moved to refer the Resolutions to the Committee on the Judiciary.

Mr. Gartrell suggested the Committee on the state of the Republic.

Mr. Morrow of Columbia moved the reference of said Resolutions to a select Committee. The previous question was called and sustained.

The motion to refer was lost.

The Hon. J. D. Rumph, member elect from the county of Wayne, and the Hon. R. N. J. Williams, member elect

from the county of Bulloch, appeared, produced their credentials, and having taken the oath prescribed by the Constitution of the State, took their seats.

Mr. Green, from the Committee appointed to wait upon the Governor, submitted the following report :

Mr. Speaker:—The Committee appointed to wait upon the Governor, and inform him that both branches of the General Assembly are now organized and ready to receive any communication he may think proper to make, have discharged that duty, and was informed by his Excellency that he would communicate to the General Assembly in writing immediately.

The following Message was received from his Excellency James Johnson, Provisional Governor of Georgia, by L. H. Briscoe, his Secretary, to-wit :

Mr. Speaker:—I am directed by the Governor to deliver to the House of Representatives, a communication in writing, with accompanying documents.

On motion of Mr. Harrison of Chatham, the communication was taken up and read, and is as follows:

MESSAGE.

Gentlemen of the Senate, and

House of Representatives :

Since you last assembled great changes have taken place in our social and political condition, and upon you it is imposed the delicate and arduous task of adapting our laws and their administration to the wants and demands of society. To effect this purpose successfully, it will be readily suggested to you, that it will not only be necessary that many of the existing statutes be repealed or modified, but that also many new provisions, defining crimes and regulating the administration of law, be introduced and adopted. In a communication of this character, a specification of the proper alterations and amendments could not be expected. In this connection, I will, however remark, that, from my experience at the bar, I do not hesitate to affirm, that one of the most serious evils which has heretofore characterized the administration of civil and criminal justice, has been the delay attending the trial of causes in the Circuit Courts. Hesitating plaintiffs and reluctant defendants, whether debtors or criminals, resort to stratagem and demand continuances as a matter of right, which are usually allowed, or at least often allowed, upon a slight and trivial showing. The trial should be fair and impar-

tial; but, in human governments, judgment against an evil deed should be speedily executed, that "the hearts of the children of men should not be set in them to do evil." The trial is had for the purpose of ascertaining the truth; and the testimony of witnesses, though uncertain, fallible, and often false, is the best and only means given to us, to arrive at it; and it will be borne in mind, that the tendency of the age in all civilized governments is, not to limit arbitrarily the range of examination, but to enlarge it; not to increase the class of persons made incompetent to testify by the rules of the common law, but to allow even parties to the cause to be heard; to submit the character and the credibility of the witnesses to the judgment and discretion of an enlightened Court and jury, to be by them, under the rules and sanctions of law, considered and adjudged. The visitation of punishment on offenders should not only be speedy and certain, but it should be proportioned to the nature and character of the offence. It should be sufficiently severe to deter persons from its repetition, and of a nature to reform, if possible, the offender himself. Cruel and unusual punishments are condemned by our fundamental law; and refinement and civilization require that the human body should be neither marked or mutilated. Such penalties for crime should be prescribed and inflicted as will meet the approbation of the merciful and humane; such as will not, by their severity and barbarity, cause enlightened juries to shrink from the duty of prompt conviction on testimony excluding reasonable doubt. Our financial condition and our deranged social relations require a new code. One which will have incorporated in it the principles and maxims alluded to. Solitary confinement in the Penitentiary is to be succeeded by penalties more adequate to the suppression of crime, and more effectual in protecting society from danger.

I trust that in a few days I shall be able to lay before you a report from the Superintendent of the Western & Atlantic Rail Road, showing the receipts and disbursements from the period it was turned over to the State to the present time; showing also the progress made in the construction of the bridges, and all other material details therewith connected, of general interest. The operations for the period of time stated, under the management and control of the Superintendent and subordinates will, it is believed, be highly satisfactory. and will recommend the industry and fidelity of the officers to a general and unqualified approval. Appropriate qualifications for the successful management of a road transacting so large and so extensive a business, and the requisite capacity and attainment proper for the acceptable discharge of the functions of the executive office can seldom be found united in the person of one in-

dividual. Moreover, the ordinary duties pertaining to each position, are sufficiently numerous and onerous to require the undivided time and attention of any man to whose charge such a trust may be committed. For these reasons and for a variety of others that will be readily suggested, I recommend that the control of the road be taken out of the hands of the Executive and be placed under the direction and management of a Commissioner, whose duties shall be prescribed by law; that he shall be elected by the people of the State, as is the Governor; that he shall report directly to the Legislature, and shall be by them subject to removal for malfeasance in office.

Under the wasting and demoralizing influence of war our schools and Colleges have fallen into decay and our youth for a few years past have been called and transferred from the Academy to be exercised and trained in the Camp. But peace has returned, and with its return the late Convention not unmindful of the obligations Government is under to provide for the education of the people did ordain that the University of the State should be adequately endowed. In carrying this injunction liberally and generously into practice and operation, you will only follow the precepts and example of the enlightened and patriotic fathers of the Republic. To the prompt discharge of this important duty, interest, honor and patriotism all unite to invite you. Located in a healthy region, surrounded by a virtuous and industrious population, and the citizens of the town and immediate vicinity devoted to science and learning, the University of Georgia can and ought to be made more than ever the cherished object of the affections of her people.

The appropriations and donations which have heretofore been made, though mostly lost or consumed, have not been vain and fruitless expenditures. The bar, the bench and the pulpit have shared in the rewards of such liberality, Science and learning, through the agency of endowed professorships can and will accomplish new and greater triumphs, and through your fostering care secure to you their patrons, a place in history as the benefactors of our race.

Discussion and experiment suggested that the Supreme Court should hold its sessions at the Capital. The suggestion was adopted and carried into execution by the Convention. To complete the work of good policy thus tardily begun, it is proper and expedient that the Capitol itself should be here declared and considered permanently located. Here it occupies a central and accessible position in the midst of a section once fertile and passing beautiful. Man impelled by avarice and prodigality has partially destroyed and wasted

the lavish gifts of nature, but through industry and a new social economy these desolations may be repaired.

The public grounds should be enlarged, improved and ornamented, the Halls of Legislation ought to impress the spectator with the power of the State, and her courts of justice with the majesty of the law. Annually, improvement should be added to improvement and ornament to ornament, until the name of the Capitol shall become a praise to the whole people.

On the first of February last the Congress of the United States, by joint resolution, proposed to the Legislatures of the several States of the Union an amendment to the Constitution of the United States, declaring that, hereafter, neither slavery nor involuntary servitude, except for crime, should exist in the United States, or in any place subject to their jurisdiction; and that Congress should have power to enforce the proposed article by appropriate legislation. A copy of the proposed amendment is attached, and is submitted to the consideration of the Legislature with the hope and desire that it may be ratified. A very common objection is made to it on the ground that it may confer, by implication, on Congress, the power of regulating, generally, the internal policy of the State. Such a construction is believed to be erroneous and unfounded and unwarranted, either by the language employed, or the objects sought to be attained.

The Constitution of the United States confers, among other things, upon Congress the power to regulate commerce with foreign nations and among the States, to declare war, to raise and support armies, and to provide for the calling forth the militia. It is further provided, that Congress shall have power to make all laws which shall be necessary and proper to carry into execution these enumerated powers; but it has never been contended that because of such authority, Congress was thereby invested with the right to abolish State Courts, to prescribe the qualifications of jurors, or to declare who should exercise the right of suffrage. Moreover, this amendment is strictly cumulative, and it is not intended by it, either to repeal or modify any of the existing provisions of the Constitution; and, therefore, it will still be for the several States to prescribe, each for itself, who shall be electors for the most numerous branch of their assemblies; and, as a consequence, who shall be qualified electors for members of Congress.

The Congress passing it, the different Departments of the Government, and most of the Legislatures of the several States ratifying it, construe the amendment to be nothing more nor less than a declaration against involuntary servitude, conferring therewith on Congress the restricted

power to carry such declaration into execution by necessary and proper laws. Such is the natural import of the language employed, and such doubtless will be the construction given it by the different Departments of the Government in all controversies that may hereafter arise. Under other circumstances, a proposition to ratify such an amendment would not be entertained by you. Although the "cannon's roar and the trumpet's clangor are no longer heard," society still moves on in its resistless way, and it is necessary that we should accommodate our action to the inexorable demands of inevitable results, that the permanent welfare of our people may be secured, and our State restored to her former political rights and relations.

Georgia has, in good faith, abolished slavery. She could not revive it if she would; and the ratification of this amendment will make the people of the United States homogeneous—will remove from among us that cause of bitterness and sectional strife which has wasted our property and deluged our land in blood. Furthermore, by yielding to this requirement readily, we shall submit a most effectual argument, tending to open the Halls of the National Legislature, and the strongest plea that could be addressed to the clemency and magnanimity of the Government.

Pardon in me a personal allusion. In my official acts I have endeavored to avoid proscription, on account of former differences of opinion, and have sought to relieve the people from pains, penalties and forfeitures legally imposed, on condition that they be reconciled to the Government.

In turn, let me entreat you to bring forward your prejudices and animosities and offer them a sacrifice upon the altar of our common country, that we may once again present to mankind the spectacle—the pleasant, happy spectacle, of "brethren dwelling together in unity."

J. JOHNSON,

Provisional Governor of Georgia.

A Resolution submitting to the Legislatures of the several States a proposition to amend the Constitution of the United States :

Resolved, by the Senate and House of Representatives of the United States of America, in Congress assembled, (two-thirds of both Houses concurring,) That the following Article be proposed to the Legislatures of the several States, as an amendment to the Constitution of the United States, which, when ratified by three-fourths of said Legislatures, shall be valid, to all intents and purposes, as a part of said Constitution, namely :

ARTICLE XIII.

SEC. 1. Neither slavery nor involuntary servitude, except

as a punishment for crime, whereof the party shall be duly convicted, shall exist within the United States, or any place subject to their jurisdiction.

SEC. 2. Congress shall have power to enforce this Article by appropriate legislation.

Approved, February 1st, 1865.

On motion of Mr. Ridley, of Troup, 500 copies of the Governor's Message were ordered to be printed for the use of the House.

Mr. Kirby, from the Committee on Rules, submitted the following Report:

Mr. Speaker:—The Committee appointed to prepare rules for the government of the House, beg leave to report that they have adopted the Rules of the House of Representatives for 1864, with the following alterations:

The 10th Rule "on decorum," &c., is changed to read:

"No motion for adjournment shall be debateable, and the motion for adjournment the second time shall be out of order until the question before the House is disposed of."

The 16th Rule on the same is changed so as to read "but in cases where the life of an individual is concerned; or when he is in prison for life, there may be two reconsiderations."

And that to the 4th Rule on the same have added the following words: "Unless otherwise ordered by a majority of the House."

And to the 4th Rule on Bills be interlined the words "Manufacturing, and Divorces."

And that for the 16th Miscellaneous Rule be substituted the following:

"16th, The Clerk shall, on Mondays, Wednesdays, and Fridays, call the roll of the Counties for the introduction of new matter, commencing alternately at the beginning and ending of the Alphabet."

And that the following rule be adopted:

"When any question arises not provided for in these rules, "Jefferson's Manual" shall control the action of the House."

Respectfully submitted,

F. A. KIRBY, Ch'rman.

On motion of Mr. Gartrell, the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled.

The House took up the Resolutions ratifying the amend-

ment proposed by the Congress of the United States to the Constitution abolishing slavery; under consideration in the forenoon.

Mr. Gartrell of Cobb called for a division of the question, and upon his motion the vote was taken upon the first resolution, when the same was adopted.

Mr. Dorsey, of Hall, moved that the second Resolution be struck out, which motion prevailed, and the Resolution as amended was adopted and ordered to be sent forthwith to the Senate.

On motion of Mr. Gartrell of Cobb, the Report of the Committee on Rules was taken up and agreed to, and 200 copies of the Rules ordered to be printed for the use of the House.

The Hon. Charles C. Kibbee, member elect from the county of Pulaski, and the Hon. J. F. Usry, member elect from the county of Glasscock, appeared, produced their credentials, and having taken the oath prescribed by the Constitution of the State, took their seats.

Mr. Kirby of Chattooga offered a Resolution for the appointment of a Committee on the affairs of Freedmen, which was taken up, read, and adopted.

The Committee appointed under said Resolution, are Messrs. Lawson of Putnam, Russell of Muscogee, Kirby, Ridley, Jones, J. J. Dorsey; Pottie, Harrison, Smith of Hancock, Edge, Alexander, Hughes of Twiggs, Peoples, McQueen, Swearingen, Woods of Floyd, Mattox, Moughon.

On motion of Mr. DuBose of Hancock, the Clerk was directed to inform the Senate that the House of Representatives is now ready to receive them in their Hall, to count out and consolidate the vote polled at the recent election for Governor.

The President and members of the Senate attended in the House of Representatives, and the General Assembly proceeded to count out the votes returned from the several counties of this State, for Governor, and on counting out and consolidating the same, it appeared that the Hon. Charles J. Jenkins had received thirty-seven thousand and two hundred votes.

Joseph E. Brown,	-	-	-	-	500 votes.
A. H. Stephens,	-	-	-	-	83
Henry L. Benning,	-	-	-	-	32
H. V. Johnson,	-	-	-	-	24
J. B. Gordon,	-	-	-	-	4
A. H. Colquitt,	-	-	-	-	3
Bill Arp, "so called,"	-	-	-	-	3
Gardner,	-	-	-	-	2
James Johnson,	-	-	-	-	1
Crawford,	-	-	-	-	2
Scattering,	-	-	-	-	29

The Hon. Charles J. Jenkins, having received a majority of the whole number of votes polled, was declared duly elected Governor of the State of Georgia, for the ensuing two years.

On motion the Senate repaired to their chamber.

Mr. DuBose of Hancock offered the following Resolution, which was taken up, read, and adopted:

Resolved, That a Committee of five be appointed by the Speaker of the House to meet a similar Committee on the part of the Senate, to wait upon Charles J. Jenkins, Governor elect of this State, inform him of his election, and ask his acceptance, and ascertain at what time it will suit his convenience to be inaugurated.

The Committee appointed under said Resolution, are Messrs. DuBose, Morris of Franklin, Bennett, Edge, and McWhorter of Oglethorpe.

The Hon. U. Dart, member elect from the county of Glynn, and the Hon. R. J. Moses, member elect from the county of Muscogee, appeared, produced their credentials, and having taken the oath prescribed by the Constitution of the State, took their seats.

On motion the House adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, DEC. 6th, 1865. }
10 O'CLOCK, A. M. }

The House met pursuant to adjournment.

On motion of Mr. Kirby, of Chattooga, the House reconsidered so much of the Journal of yesterday as relates to the adoption of the resolution appointing a Committee on Freedman's affairs.

On motion of Mr. Kirby the resolution was taken up and amended, so as to make the Committee contemplated thereby, a standing Committee; and as amended the same was adopted.

The Clerk proceeded to call the roll of counties, when Mr. Adams, of Clark, reported a bill to be entitled an act to fix the time for holding the Supreme Court of this State.

Leave of absence was granted to Mr. Kibbee, of Pulaski, on account of sickness.

The following message was received from the Senate, through Mr. Weems, their Secretary:

Mr. Speaker:—The Senate has agreed to a resolution ap-

pointing a committee to join such committee as may be appointed on the part of the House of Representatives to wait upon the Honorable Charles J. Jenkins, and inform him of his election as Governor of the State of Georgia, to request his acceptance and to ascertain when it will be his pleasure to be inaugurated ;

Which resolution I am instructed to transmit forthwith to the House of Representatives. The committee on the part of the Senate, consist of Messrs. Moore, Freeman and Casey.

The Senate has also agreed to a resolution in relation to the improvement of the public grounds and buildings, in which they ask the concurrence of the House of Representatives. The committee on the part of the Senate consists of Messrs Kenan and Griffin.

Mr. Hudson, of Harris, reported a resolution contemplating the appointment of a committee of five to consider the propriety of abolishing the Penitentiary of this State, &c.

Mr. Brock, of Haralson, reported a bill to be entitled an act to repeal all laws prohibiting the distillation of corn, wheat, potatoes, &c., into spirituous liquors.

Also, a bill to be entitled an act to prohibit the intermarriage of white persons with the African or black population.

Also, a bill to be entitled an act for the relief of wounded, disabled, indigent soldiers.

Mr. Dixon, of Macon, reported a bill to be entitled an act to suspend the collection of debts by levy and sale of property under executions, until the 1st day of January, 1867.

Mr. Green, of Cobb, reported a bill to be entitled an act to repeal all laws of this State prescribing penalties for carrying concealed weapons.

Mr. Russell, of Muscogee, reported a bill to be entitled an act to amend Sec. 432 of the Code of Georgia.

Also, a bill to be entitled an act to amend Sec. 4564 of the Code of Georgia.

Mr. Barnes, of Richmond, reported a bill to be entitled an act to amend 3984 and 3985 Sections of the Code of Georgia.

Mr. Dodds, of Polk, reported a bill to be entitled an act to authorize sheriffs and constables to cross district and county lines to execute precepts directed to them by any Judge or Justice of the district or county to which they properly belong, in cases of tort.

Mr. Barnes, of Richmond, reported a bill to be entitled an act to carry into effect a portion of the third Paragraph of the first Section of the 4th Article of the Constitution of the State of Georgia ; and to provide the mode of carrying cases from the city Courts of the cities of Savannah and

Augusta and such other like Courts as may hereafter be established, and for other purposes.

Mr. Stewart, of Spalding, reported a bill to be entitled an act to provide freedmen with certificates of employment, and for other purposes, and to punish persons who employ freedmen contrary to law.

Mr. Reese, of Sumter, reported a bill to be entitled an act to alter and amend an act to incorporate the city of Americus, and to alter and amend an act to incorporate the town of Americus, in the county of Sumter, and for other purposes.

Mr. Ridley, of Troup, reported a bill to be entitled an act to make free persons of color competent witnesses in the Courts of this State in certain cases therein mentioned, and to authorize the making and declaring the force of affidavits, in certain cases.

Mr. Stewart, of Spalding, reported a resolution ordering the printing of 500 copies of the late Message of the President of the United States, for the use of the House.

On motion, said resolution was taken up and adopted.

Mr. Dodson, of Catoosa, offered the following resolution:

Resolved, That the Committee on Freedman's affairs be instructed to inquire at an early day what legislation is necessary for the relief of colored persons who are orphans, idiots, lunatics, or of unsound mind, and who are paupers, and that said committee have leave to report by bill or otherwise.

The House took up the Senate resolution relating to the improvement of public grounds and buildings, and concurred in the same.

The committee on the part of the House appointed under the resolution, are Messrs. McComb, Smith of Hancock, and Durham.

The following Message was received from the Senate through Mr. Weems their Secretary:

Mr. Speaker: The Senate has concurred in the resolution of the House of Representatives in reference to the adoption of the amendment to the Constitution of the United States, with an amendment, to which they ask the concurrence of the House of Representatives.

The Senate has also agreed to a resolution in relation to the election of certain officers by the General Assembly, in which they ask the concurrence of the House of Representatives.

On motion of Mr. Gartrell, of Cobb, the amendment of the Senate, to the resolution in reference to the adoption of

the 13th Clause of the Constitution of the United States, was taken up and concurred in.

The House took up the Senate resolution bringing on certain elections by the General Assembly, and concurred in the same.

Mr. Gartrell, of Cobb, reported a resolution relative to relieving the people of this State from State taxes, for the years 1866 and 1867.

Mr. Render, of Merriwether, reported a resolution requesting the Governor to ascertain upon what terms the W. & A. Rail Road can be sold, &c.

The following Message was received from His Excellency James Johnson, Provisional Governor of Georgia, by L. H. Briscoe, his Secretary, to wit :

Mr. Speaker : I am directed by the Governor to deliver to the House of Representatives a communication in writing, with accompanying documents.

On motion of Mr. DuBose, the communication from His Excellency, the Governor, was taken up and read, and is as follows :

EXECUTIVE OFFICE PRO. GOV'T OF GEORGIA, }
Milledgeville, Dec. 6th, 1865. }

*To the Senate and
House of Representatives :*

I herewith transmit a copy of a letter received from the Hon. E. Starnes, one of the Commissioners appointed by the Convention, to prepare and report a Code or system of laws.

I have deemed it proper to communicate the information therein contained, as it may have a material bearing on the action of your Committees.

I also transmit to your respective branches, the Annual Reports of the Comptroller General, State Treasurer and Principal Keeper of the Penitentiary.

JAMES JOHNSON,
Governor.

[COPY.]

WASHINGTON, WILKES CO., GA. }
November 30th, 1865. }

Dear Governor :

Four members of the Commission appointed by the Convention, for the purpose of reporting the draft of a system

of laws, applicable to the changed circumstances of our condition, to the Legislature, at its approaching session, are at this place, and engaged at that work. We have not been idle, but shall not be able to report at the beginning of the session.

We are sensibly alive to the importance of having the result of our labors before the General Assembly at the earliest possible moment; but so important and extensive a work, should not be carelessly and hastily dealt with, and we are therefore anxious to present something that may be useful and well matured.

With the utmost diligence, we cannot get the Mss. in proper shape before the Legislature, or rather into your hands, before the 15th December. We will do it earlier if possible.

Very Respectfully,
Your Obedient Servant,
E. STARNES.

On motion of Mr. Adams, of Clarke, 500 copies each, of the Annual Reports of the Comptroller General, State Treasurer, and Principal Keeper of the Penitentiary, were ordered printed for the use of the House.

Mr. Harrison, of Chatham, offered a resolution referring the Report of the Commission on the Freedman's Code, when made, to the Judiciary Committee of each House, with instructions to report a bill, &c.

On motion, the rule was suspended and said resolution taken up.

Mr. DuBose moved to amend by adding the words "in cases where they are interested;" which amendment was agreed to, and the resolution as amended adopted, and ordered to be sent forthwith to the Senate.

On motion, the House took a recess until 3 o'clock P. M.

3 O'CLOCK P. M.

The House reassembled.

Mr. Gartrell, of Cobb, moved the suspension of the rule to enable him to offer a resolution, which motion prevailed; when he offered a resolution authorizing the Inspectors and President of the Military Institute to sell any portion of the debris of the buildings of said Institute; which was taken up, read, adopted and ordered to be sent forthwith to the Senate.

Mr. Humphries, of Lincoln, reported a bill to be entitled an act for the benefit of the honest debtors of this State.

Mr. Sims, of Bartow, reported a bill to be entitled an act to change the place of holding the Court of Ordinary of Bartow county, until a Court House can be built.

Mr. Hudson, of Harris, reported a bill to be entitled an act to repeal the 2013 Section of the Code of Georgia, and add a Section in lieu thereof.

Mr. Snead, of Richmond, reported a bill to be entitled an act for the encouragement of Richmond Fire Co. No. 7, and for other purposes.

Also, a bill to be entitled an act to incorporate Gazelle Fire Co. No. 4, and Gazelle Hose Co. No. 4, for the encouragement of the members thereof, and for other purposes.

Mr. Frost, of Troup, reported a bill to be entitled an act to restrain and regulate the levy and sale of the property of debtors under execution for a given period.

The following Message was received from the Senate through Mr. Weems, their Secretary :

Mr. Speaker : The Senate has concurred in the resolution of the House of Representatives, in relation to the reference of the Report of the Committee, now engaged in the preparation of a Code of Laws for the government of Freedmen, to the Judiciary Committee of the two Houses, with an amendment to which they ask the concurrence of the House of Representatives.

On motion of Mr. DuBose, said amendment was taken up and concurred in.

The following Message was received from the Senate through Mr. Weems their Secretary :

Mr. Speaker : The Senate has concurred in the resolution of the House of Representatives in relation to the sale of the "debris" of the Georgia Military Institute.

The Senate has also agreed to a resolution setting apart Friday, the 8th inst., for the election of a State Printer, in which they ask the concurrence of the House of Representatives.

On motion of Mr. McWhorter, of Greene, the resolution from the Senate, setting apart Friday, the 8th inst., for the election of a State Printer, was taken up, and the vote being taken thereon the same was lost.

Mr. Dozier, of Quitman, reported a bill to be entitled an act for the relief of defendants in execution, and for other purposes therein contained.

Mr. Harrison, of Chatham, presented a memorial from

~~several~~ citizens of Savannah, representing several of the ~~Banks~~, which was read, and referred to a select Committee of five, consisting of Messrs. Harrison, Snead, Pottle, Dorsey and Frost.

The Hon. B. F. Powell, member elect from the County of Decatur, appeared, produced his credentials, and having ~~taken~~ the oath prescribed by the Constitution of the State, ~~took~~ his seat.

Mr. DuBose moved that when the House adjourn, that it ~~do~~ adjourn until 10 o'clock Friday morning, which motion prevailed.

On motion, the House adjourned until 10 o'clock, Friday morning next.

FRIDAY, DEC. 8TH, 1865. }
10 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Flinn.

Mr. Gartrell of Cobb, moved a reconsideration of so much of the Journal of Wednesday as relates to the adoption of the Senate resolution bringing on certain elections to-day, which motion prevailed.

Mr. Russell, of Muscogee, moved a reconsideration of so much of the Journal of Wednesday last as relates to the loss of the Resolution bringing on the election of a State Printer, which motion was withdrawn, and renewed by Mr. Ridley of Troup, when the motion to reconsider prevailed.

The Hon. Oliver H. Cook, member elect from the county of Irwin, and the Hon. A. J. Cloud, member elect from the county of Henry, appeared, produced their credentials, and having taken the oath prescribed by the Constitution of the State, took their seats.

Mr. Render, Chairman of the committee on Enrollment, reported as duly enrolled and signed by the President of the Senate, and Speaker of the House of Representatives, "a Resolution in reference to adoption of 13th clause of the Constitution of the United States".

The Clerk proceeded to call the roll of Counties, when Mr. Glenn of Whitfield, reported a preamble and resolutions, calling on the Convention, in the event said Convention should re-assemble, so to amend the Constitution as to allow citizens moving to this State from other States, the elective franchise, so as to encourage immigration into this State.

Mr. Robson, of Washington, reported a bill to be entitled an act to change the place of holding Justice's Courts in the 97th District of Washington county.

Mr. Ridley, of Troup, reported a bill to be entitled an act to amend the several acts of force, in relation to the City of West Point, in Troup county, and to grant to the Mayor and Aldermen of said City, additional powers to define the same.

Mr. Willis, of Talbot, reported a bill to be entitled an act to amend the 4435th paragraph and 21st section of the penal Code.

Mr. Hall, of Talbot, reported a bill to be entitled an act to grant relief to the people of this State.

Mr. Shaw, of Stewart, reported a bill to be entitled an act to define the duties of persons owning adjoining lands where a fence is necessary to divide said land, and to protect the crop on the same.*

Mr. Dozier, of Quitman, reported a bill to be entitled an act to amend the 501, and 1377th sections of the Code of this State, regulating the granting license for selling and retailing spirituous liquors.

Mr. McCutchen, of Pickens, reported a bill to be entitled an act to amend the 3188, and 3189th sections of the Code of Georgia, so as to authorize attachments to issue in cases sounding in damages.

The following Message was received from the Senate, through Mr. Weems, their Secretary :

Mr. Speaker :—The Senate has agreed to a resolution to postpone certain elections set apart for this day, which I am directed to transmit forthwith to the House of Representatives.

Mr. McCutchen, of Pickens, reported a bill to be entitled an act to change the county line between the counties of Cherokee and Pickens.

Mr. Moses, of Muscogee, reported a bill to be entitled an act to amend the 4435th, Penal Code, part 4th, Title 1st.

Also, a Bill to be entitled an act to enable the Treasurers of the several counties in this State, to raise a fund to pay off the indebtedness of the several counties, and for other purposes.

Also, a bill to be entitled an act to alter and amend chapter fourth, article first, part 2nd, title 2nd, in relation to indentured servants and apprentices.

Mr. Cabiness, of Monroe, reported a bill to be entitled an act to prescribe the oath to be administered to voters for

members of the General Assembly, Governor of the State, Members of Congress and County officers.

Also, a Bill to be entitled an act to amend section 3452d of the Code of Georgia.

Also, a Bill to be entitled an act to extend the corporate limits of the Town of Forsyth, Monroe county Georgia, to increase the powers of the Commissioners thereof, as to taxes, and the enforcement of fines and penalties.

Also, a bill to be entitled an act to make commissioners and overseers of roads in this State, indictable for failing to discharge their duty.

Mr. Woodward, of Monroe, reported a bill to be entitled an act to appoint certain persons herein named, Trustees of the Knoxville camp ground, Crawford county Georgia, and to vest certain powers in them.

Mr. Woods, of Morgan, reported a bill to be entitled an act to change the name of Olivia Kate Wallace of the county of Morgan, to that of Olivia Kate Jones, and to adopt her as an heir and legatee of Stephen B. Jones, late of Morgan county, which, by leave of the House was withdrawn.

Mr. Hollis, of Marion, reported a bill to be entitled an act for the relief of Andrew J. Daugherty, of Marion county, to allow him to settle with the Guardian of his wife, as though he was of full age.

Mr. Baker, of Lowndes, reported a bill to be entitled an act to appropriate money for the education of indigent orphans of deceased citizens, and of the children between ten and eighteen years old, of indigent citizens of this State.

Mr. Brock, of Haralson, reported a bill to be entitled an act to allow William Johnson of the county of Haralson to practice medicine, and to sue and collect for services rendered as such.

Mr. Hudson, of Harris, reported a bill to be entitled an act to allow freedmen to contract and be contracted with, and to provide penalties for the forfeiture of the same, and other purposes.

Mr. Hargett, of Harris, reported a bill to be entitled an act to prevent free negroes, mulattoes, or other persons of African descent, from other States, Counties, or Territories, from settling or residing in this State.

Mr. DuBose, from the joint committee appointed to wait upon the Hon. Charles J. Jenkins, Governor elect, inform him of his election, request his acceptance, and ascertain at what time it will suit his convenience to be inaugurated, submitted the following report :

MILLEDGEVILLE, GA., DEC. 6, 1865.

HON. C. J. JENKINS—

Dear Sir:—The undersigned, are a committee appointed by the Senate and House of Representatives, to inform you that at an election held on the 15th of November last, you were elected Governor of this State, to ask your acceptance of the office, and to ascertain at what time it will be your pleasure to be inaugurated. We adopt this method, as most proper, under the circumstances surrounding us, of discharging the duty imposed on us. We take great pleasure in informing you of your election, and in the name and behalf of the General Assembly, ask your acceptance, and hope you will appoint the time at which you will be inaugurated. With sentiments of high regard, we are very respectfully,

Your obedient Serv'ts,

BEN. B. MOORE, }
 H. R. CASEY, } Senate Committee.
 J. M. FREEMAN, }

C. W. DuBOSE, }
 JAS. H. McWHORTER, } House Committee.
 W. B. BENNETT, }
 JOHN M. EDGE, }
 THOS. MORRIS, }

MILLEDGEVILLE, DEC. 8TH, 1865.

Messrs. Benning, B. Moore, H. R. Casey, and James M. Freeman, Senate Committee, and Messrs. Charles W. DuBose, Jas. H. McWhorter, W. B. Bennett, John M. Edge, and Thos. Morris, House Committee;

Gentlemen:—I have received your communication informing me that the people of Georgia had elected me their Chief Magistrate, asking my acceptance of the office and requesting me to designate a time when I will meet the two branches of the General Assembly in joint session, to be inaugurated. The fact communicated excites a profound feeling of gratitude for so signal a manifestation of confidence, mingled with a sense of obligation to devote myself unreservedly, with all possible earnestness to the service of the constituency from whom it emanates. Whilst, however, I promptly accept the office, this very sense of obligation gives me pause, under the peculiar circumstances surrounding them and me, in responding to your concluding request. Were the General Assembly as in olden time, free to bestow and I to accept the insignia of office, I would designate a day within the week for the customary ceremony of inauguration. But the case is far otherwise. To our wills (hitherto controlling on such occasions,) is opposed a stronger will enjoining postponement. The election held on the 15th

ultimo was intended not to keep in smooth uninterrupted movement, the machinery of Government, but to set it again in operation after a suspension, entirely novel in the history of our State. The proceedings adopted in and ordered by the late Convention of our people and the meeting at this time and place of the Legislators and Governor elect, were supposed to meet the approbation of the Federal Government by whose authority, in the exercise of the War power, that suspension was made. So far as regards the General Assembly the supposition was apparently well founded. They have met and organized without let or hindrance, and the Provisional Governor, the accredited organ of the President of the United States, has opened communication with them, and has invited their action as a Legislative body upon several distinct subjects; the Governor elect has been less fortunate; on the morning of the meeting of the General Assembly, and before that meeting, he received from his Excellency the Provisional Governor, an official communication, in the words following:

“EXECUTIVE OFFICE, }
MILLEDGEVILLE, DEC. 4TH, 1865. }

HON. C. J. JENKINS—

Dear Sir:—In the discharge of an official duty, I beg leave to inform you that I have been directed by the President of the United States to continue to act as Provisional Governor of the State of Georgia, until relieved, and my successor recognized by the Government.

Your ob'd't Serv't,

J. JOHNSON,
Prov. Gov. of Georgia.”

I do not communicate this official note to the General Assembly in any querulous or complaining spirit. Far from it, as they will see in the sequel. I refer to it solely for the purpose of enabling them to see clearly (as I think they must) that the controlling authority which we all acknowledge, makes at this time, a marked discrimination between them and myself, or rather between the Legislative and Executive departments of our State Government now in process of re-organization. I should deeply deplore it were I certified that this discrimination originated in any personal objection to me; my only consolation then would be that I had not sought the position, and I should hasten to relieve my constituents by declining to occupy it. But this is not a necessary inference. There are indications that some action of the Legislative Department was deemed necessary as preliminary to the complete restoration of our State Government and our Federal relations. Hence perhaps, the permitted organization of that branch, whilst for the purpose of keeping

in abeyance such restoration, the authorities of the United States, postponed the re-establishment of the Executive branch. As confirmatory of this view the concluding words of the communication above submitted seemed to indicate a possible future recognition of the Governor elect. In a matter of public concern I would be contemptibly weak if I found in all this any personal grief. But the question presents itself in view of the palpable discrimination between the two departments to which I have adverted, whether I can, with propriety, ask the General Assembly to inaugurate me into the Executive office, until I shall have been "recognized by the Government", whose authority is paramount. My opinion is that I cannot. Such a request upon my part and a compliance with it on theirs, may be considered defiant action. It could scarcely be reconciled with respectful acquiescence in the declared purpose of the controlling power. Such acquiescence (so far as duty to my constituents may permit) is the line upon which I am resolved to move, and I am happy to see the General Assembly pursuing the same course. It may be that their prompt compliance already accorded to two emphatic recommendations of the Provisional Governor, will enable the authorities of the United States to discern more fully and more accurately the true spirit of our people. To say we must pursue the course indicated by the President because we are powerless, does not disclose the whole case. The Congress of the United States not having been in session since the cessation of hostilities, until the present week, the whole burthen of pacification and restoration has been upon the President. Under his auspices and by his directions all advances to that end have been made. During their progress he has spoken many words of kindness and encouragement. He surveys the whole field of which we have but a partial view. Difficulties of which we dream not, embarrass him. Confidence, after estrangement, is of slow growth, and the aliment essential to its full development, is mutuality. Unless prepared to accord it, we have no reasonable ground to expect it. If we be patient, if we be trustful, we may also be hopeful. Furthermore, situated as we are, my inauguration without recognition by the Government of the United States, would be both barren of results, and in itself, of questionable propriety. Barren of results, because if inaugurated to-day, I could do no official act. Of questionable propriety because the oath of office, which is the essence of the inaugural ceremony, binds the officer, from the moment it is taken, to the discharge of his duties: as well on that day, as on the last of the term or any intervening one. Where then would be the propriety of taking such an oath, with the full knowledge that the service to which it binds the affiant is indefinitely postponed.

ed? I feel less hesitation in adopting the course I propose, because, it will not only (as already shown) occasion no detriment to the public service, but will subject the members of the General Assembly to no personal inconvenience. I have supposed that even in the event of the organization of our Government, at this time, it would be impossible for them to conclude their arduous labors before the occurrence of the Christmas holidays; and that the circumstances of the country will render it desirable to each and all of them to be at home, during that time, and in the early days of January. Hence, I conclude, that in the present defective organization of the State Government, and the hope of a decided improvement in our status, within a month or six weeks, it will probably be their pleasure to take a recess until some day, about the middle of January next. By the 56th section of the Code, it is provided that the inauguration shall take place during the first week of the session, "unless prevented by Providential cause". Such prevention I regard as now existing. I therefore designate the 16th of January next, as the day on which I will meet the Senate and House of Representatives in joint session, for that purpose, *provided*, that, at that time, the Government of the United States shall have signified a willingness to recognize me as the Governor of Georgia. I but designate a day in conformity with the usage. If before a recess, such recognition be accorded, or if for any other reason, not contravening the policy of the Government of the United States, the General Assembly think proper to appoint a different day, I will most cheerfully accept their appointment. Be pleased, Gentlemen, to convey to the General Assembly, and to accept for yourselves, the most respectful consideration of,

Your ob'd't Serv't,

CHARLES J. JENKINS.

Mr. Swann, of Green, reported a bill to be entitled an act to alter and amend the act incorporating the City of Greensboro, approved March 5th, 1856.

Mr. Hill, of Fulton, reported a bill to be entitled an act to authorize the Phoenix loan and building association, and the Union loan and building association, of Atlanta Georgia, to resume business and carry on or close up said association.

Also, a bill to be entitled an act to legalize the issue of bills and bonds by the Mayor and Council of the City of Atlanta.

Mr. Morris, of Franklin, reported a bill to be entitled an act to repeal an act approved December 12th, 1863, amendatory of the 1st clause of the 2480th section of the revised Code of Georgia.

Mr. Williams, of Dooly, a bill to be entitled an act for

the relief of the indigent families of deceased Soldiers and disabled Soldiers of Dooley county.

Mr. Rodgers, of Dade, reported a bill to be entitled an act for the relief of Indigent, disabled Soldiers, and the widows and orphans of deceased Soldiers of this State.

Mr. Stallings, of Coweta, reported a bill to be entitled an act to compensate Ordinaries and Clerks of the Superior Courts of this State, for administering the amnesty oath.

Mr. Green, of Cobb, reported a bill to be entitled an act to require defendants in possessory warrant cases to give bond and security in certain cases.

Mr. Dodson, of Catoosa, reported a bill to be entitled an act to suspend the operation of section 1528 of the Code of Georgia in certain counties.

Mr. Morrow, of Columbia, reported a bill to be entitled an act for the relief of debtors.

Mr. Harrison, of Chatham, reported a bill to be entitled an act for the relief of the Savannah Mutual Loan Association.

Mr. Sims, of Bartow, reported a bill to be entitled an act to repeal an act to change the name of the county of Cass of this State, and for other purposes therein mentioned, assented to December 6th, 1861.

Mr. Bennett, of Brooks, reported a bill to be entitled an act to amend an act incorporating the town of Quitman, Brooks county, and confer additional powers upon the commissioners of said town and prescribe qualifications of officers and voters of said town, &c.

Mr. Peeples, of Berrien, reported a bill to be entitled an act to fix the term of office of Judges of the Supreme Court and to increase their pay.

Also, a bill to be entitled an act to amend the road laws of this State, so far as relates to the county of Berrien.

Mr. Roberson, of Appling, reported a bill to be entitled an act to authorize persons who are unable to work, to retail spirituous liquors, and peddle, without paying license, and for other purposes.

Mr. Stewart, of Spalding, offered resolutions pledging the faith of the Legislature to the citizens of the State, to enact laws to control and regulate the contracts between whites and freedmen, &c.

Mr. Maddox, of Fulton, reported a resolution requiring the Judiciary committee to report a bill to punish horse thieves.

Mr. DuBose, of Hancock, offered a resolution fixing the day for the inauguration of the Governor elect.

Mr. Ridley, of Troup, offered the following Resolution, which was taken up, read and adopted :

Resolved, That the Clerk be instructed to have printed for the use of this House, three hundred copies of the correspondence between the joint committee of the Senate and House of Representatives, and the Governor elect, upon the subject of his inauguration.

Mr. Gartrell, of Cobb, offered a resolution fixing the salaries of the Comptroller General, Secretary of State, and State Treasurer, which, on motion, was taken up, when Mr. Stewart, of Spalding, offered as a substitute therefor, a Resolution fixing their salaries the same as is provided in the Code, which substitute was lost ; the vote was then taken upon the original resolution, and the same was also lost.

On motion, the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled.

The Hon. W. H. Mattox, member elect from the county of Elbert, appeared, produced his credentials, and having taken the oath prescribed by the Constitution, took his seat.

The following bills were read the second time and referred to the committee on the Judiciary, to-wit :

A bill to be entitled an act to fix the time for holding the Supreme Court of this State.

Also, a bill to be entitled an act to prohibit the intermarriage of white persons with the African or black population.

Also, a bill to be entitled an act to repeal all laws prohibiting the distillation of corn, wheat, potatoes, &c., into spirituous liquors.

Also, a bill to be entitled an act to repeal all laws of this State prescribing penalties for carrying concealed weapons.

Also, a bill to be entitled an act to amend and alter section 4564 of the Code of Georgia.

Also, a bill to be entitled an act to authorize Sheriffs and Constables to cross district and county lines to execute precepts directed to them by any Judge or Justice of the district or county, to which they properly belong in cases of Tort.

Also, a bill to be entitled an act to amend the 8984th and 3985th sections of the Code of Georgia.

Also, a bill to be entitled an act to provide freedmen with certificates of employers and to punish persons who employ freedmen, knowing them to be in the employ of others.

Also, a bill to be entitled an act to make free persons of color competent witnesses in the Courts of this State in certain cases therein mentioned, and to authorize the making and declaring the force of affidavits by them in certain cases.

Also, a bill to be entitled an act to suspend the collection of debts by levy and sale of property under executions until the 1st day of January 1867.

Also, a bill to be entitled an act to alter and amend an act to incorporate the City of Americus, and to alter and amend an act to incorporate the town of Americus, in the county of Sumter, &c.

Also, a bill to be entitled an act to carry into effect the third paragraph of the first section of the 4th article of the Constitution of the State of Georgia, and to provide the mode of carrying cases from the City Courts of the Cities of Savannah and Augusta, and such other like Courts as may hereafter be established, and for other purposes.

Also, a bill to be entitled an act for the relief of defendants in execution, and for other purposes.

Also, a bill to be entitled an act for the benefit of the honest debtors of this State.

The following bills were read the second time and committed for a third reading, to-wit :

A bill to be entitled an act to restrain and regulate the levy and sale of the property of debtors, under executions, for a given period.

Also, a bill to amend section 4321 of the Code of Georgia.

Also, a bill to be entitled an act to repeal the 2013th section of the Code of Georgia, and add a section in lieu thereof.

Also, a bill to be entitled an act to change the place of holding the Court of Ordinary of Bartow county, until a Court House can be built.

The following bills were read the second time and ordered to be engrossed, to-wit :

A bill to be entitled an act to incorporate the Gazelle Fire Company, No. 4, and Gazelle Hose Company, No. 4, for the encouragement of the members thereof, &c.

Also, a bill to be entitled an act for the encouragement of Richmand Fire Company, No. 7, and for other purposes.

The bill to be entitled an act for the relief of wounded, disabled, indigent Soldiers, was read the second time and referred to the committee on Finance.

On motion, the rule was suspended and the following bills introduced, to-wit :

By Mr. French, of Schley, a bill to be entitled an act to alter the second and third Congressional districts, so far as relates to the county of Schley.

By Mr. Brown, of Early, a bill to be entitled an act for the relief of judgment debtors.

By Mr. Dodson, of Catoosa, a bill to be entitled an act to add an additional section to article 3rd, chapter 2d, title 3d, of part 2d of the Code of Georgia.

By Mr. McDowell, of Heard, a bill to be entitled an act for the benefit and relief of certain classes of freedmen.

By Mr. J. B. Jones, of Burke, a bill to be entitled an act to alter the road laws of this State, and to amend the 585th, 588th, 594th, 602d, and 604th sections of the Code of Georgia.

By Mr. Reese, of Sumter, a bill to be entitled an act to require all contracts for rents of real estate to be in writing.

By Mr. Tucker, of Merriwether, a bill to be entitled an act to regulate the rates for the transportation of freights and travel over the several Rail Roads of this State, and to punish for a violation thereof.

By Mr. Pottle, of Warren, a bill to be entitled an act to repeal paragraph 1985 of Article 3rd, section 2nd, of the revised Code of Georgia.

By Mr. Kirby, of Chattoega, a bill to be entitled an act to fix the salaries of certain officers.

By Mr. Williams, of Dooly, a bill to be entitled an act to authorize James M. Hamilton, of the county of Dooly, to practice medicine.

By Mr. Barnes, of Richmond, a bill to be entitled an act in relation to banks, bank-officers, and stockholders in banks, and to repeal the proviso in the 1455th section of the Code of Georgia, and to repeal the 3233rd, the 3284th, the 4384th, and the 4326th sections of the Code of Georgia, and for other purposes.

By Mr. Stewart, of Spalding, a Resolution bringing on the election of two U. S. Senators at 11 o'clock, A. M. on Tuesday next, the 12th inst.

By Mr. Snead, of Richmond, a resolution adjourning the General Assembly on Saturday the 9th inst. to the 15th of January next.

Leave of absence was granted to Mr. Usry, of Glasscock, on account of sickness in his family.

On motion of Mr. McWhorter, of Green, the House adjourned until 10 o'clock to-morrow morning.

SATURDAY, DEC. 9TH., 1865. }
10 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by Rev. Mr. Flinn.

Mr. McWhorter of Green in the Chair, at the request of

the Speaker. He being necessarily absent for the day, by leave of the House.

The following Standing Committees were announced by the Speaker, to-wit :

On the Judiciary—Messrs. Moses of Muscogee, Jones J. J., of Burke, Russell of Muscogee, Pottle, Dorsey, Kirby, Lawson, Baker, Barnes, DuBose, Gartrell, Morris of Franklin, Mitchell of Thomas, Peeples, Edge and Vason.

On Finance—Messrs. Adams, Pottle, Snead, McWhorter of Green, Stewart, McQueen, Frost, Morris of Franklin, Smith of Hancock, Tucker, Moses, Scandrett, Jones, J. B., of Burke, Woods of Morgan, Bennett, Cook.

On Freedmen's Affairs—Messrs. Lawson of Putnam, Russell of Muscogee, Kirby, Ridley, Jones, J. J., Dorsey, Pottle, Harrison, Smith of Hancock, Edge, Alexander, Hughes of Twiggs, Peeples, McQueen, Swearingen, Woods of Floyd, Mattox, Moughon.

On Banks—Messrs. Barnes of Richmond, Harrison, Hill, Swearingin, Russell of Muscogee, McWhorter of Green, Adams, Alexander, Hughes of Twiggs, McCullough, Hockenhull, Byrd, Cabiness, Render, and Morris of Montgomery.

On the State of the Republic—Messrs. Gartrell, Ridley, Reese, Hill, Tench, Dodson, Dodds, McWhorter of Oglethorpe, McDougald, Cabiness, French, Dozier, Robson of Washington, Glenn, Mattox of Elbert.

On Public Education—Messrs. DuBose, Sims of Bartow, Byington, Robson, Woods of Floyd, Starr, Howard of Lumpkin, Adams, Tucker, Dart, Sale, Rumph, McClendon, Cloud and Phillips.

On Military Institute—Messrs. Kirby, Asbury, Harrison, Edge, Boyd, Rumph, Willis, Benson, Pickett, Gartrell, Sharp, Shaw, and Williams of Bulloch.

On Manufactures—Messrs. Stewart of Spalding, Mitchell of Gwinnett, Gibson, McWhorter of Oglethorpe, Sims of Newton, Swann, Hodges, Wicker, Boyd, Sheppard, Wilkinson, Wamble, Mattox of Elbert, Montgomery, and Hardin.

On Consolidation of Bills—Messrs. Baker, Snead, Robson, Atkinson, Edge, Hinton, Umphrey of Fannin, Watkins, Dart, Smith of Clinch, McKay, and Colley.

On the Asylum for the Blind—Messrs. Moughon, Stewart, Dixon, Brown of Houston, Vason, Gibson, Spear, Peeples, Russell of Chatham, Scandrett, McClendon.

On the Deaf and Dumb Asylum—Messrs. Green, Thomas, Dodson, Montgomery, Harlan, Rodgers, Ragsdale, White, Dickson of Walker, Starr, McQueen, Byington, Fincannon, Wamble, and Rhodes.

On the Penitentiary—Messrs. Dorsey, McCombs, Robinson of Laurens, Fraser, Howard of Bartow, Evans, Hudson, Edge, Bennett, McClendon, Mattox of Fulton, Stapleton, Quillian, Gross, McElroy.

On Public Printing—Messrs. Reese, Mitchell of Gwinnett, Durham, Ellington, Wilburn, Thomas, Moughon, Redwine, Hall, McCombs, Rhodes, Hand, Glenn, Wamble. and Mattox.

On Military Affairs—Messrs. Harrison of Chatham, Sims of Newton, Redwine, Byrd, French, Pickett, Willis, Dodds, Baker, Kibbee, Atkinson, Williams of Dooly, Brock, Cook and Grogan.

On Lematc Asylum—Messrs. Ridley of Troup, Sims of Bartow, Sale, Howard of Lumpkin, Phillips, Smith of Hancock, Johnson of Pierce, Robinson of Appling, Starr, Humphreys of Lincoln, Durham, Gunnell, Bragg, Woods of Morgan, and Usry.

Agriculture and Internal Improvement—Messrs. Jones J. B. of Burke, Brown of Houston, Woods, Morrow, Oats, Hockenhull, Harlen, Collins, Hargett, McDowell of Pike, Holliday of Stewart, Powell, Morris of Montgomery, Roundtree, Hollis, and McDowell of Heard.

On Privileges and Elections—Russell of Muscogee, Dozier, Hughes of Union, Stanfield, Johnson of Forsyth, Hudson, Brown of Early Burch, Ford, Woods of Floyd, Russell of Chatham, Humphreys of Lincoln, and Holliday.

Auditing Committee—Messrs. Fraser, McCombs, Evans, Cloud, Candler, Stapleton, Stanfield, Oats, Shaw, Robson, Robinson of Laurens, and Grogan.

On Petitions—Messrs. Morris of Franklin, Davenport, Morrell, Usry, Sheppard, Powell, McDougald, Hicks, Swaengen, Weaver, McCutchen, and Stanton.

On Enrollment—Messrs. Render, Frost, Lindsay, Mizell, McCollough, McDougald, Sharp, Wilburn, Tench, Swann, McCutchin, Mitchell of Thomas, and Sumner.

On Journals—Messrs. French, Spear, Ellington, Martin, Cameron, Baynes, Walls, Williams of Bryant, Magill, Howard of Bartow, Stallings, and Johnson of Wilcox.

On New Counties and County Lines—Messrs. McWhorter of Green, Brock, McWhorter of Oglethorpe, Johnson of Henry, Asbury, Wicker, Swann, McKay, Candler, Gibson, Bush, Morrell, Lindsay, Montgomery, and Davenport.

On motion of Mr. Gartrell, of Cobb, 200 copies of the Standing Committees, were ordered to be printed for the use of the House.

On motion the Rule was suspended for the introduction of new matter, when the following Bills and Resolutions were introduced :

By Mr. Scandrett of Taylor, a bill for the relief of Albert Merrell, of Taylor county.

By Mr. Robinson of Appling, a Resolution requesting a mail route to be established from Doctortown to Ocmulgee-ville.

By Mr. Mattox of Elbert, a bill to repeal an act assented to December 10th, 1803, incorporating the town of Elberton, and all acts amendatory thereof, and to incorporate said town, and to give the town council of said town certain powers herein specified.

By Mr. Russell of Muscogee, a bill to establish the Southern Bank of America.

By Mr. Pottle of Warren, a bill to reduce the number of Justices of the Inferior Court, to enlarge its jurisdiction, and for other purposes.

By Mr. Glenn of Whitfield, a bill to incorporate the Dalton Petroleum and Mining Company.

By Mr. Byington, a resolution to instruct the Inferior Courts to report destitute widows, orphans, and disabled soldiers.

Also, a Resolution to dispose of the Georgia Penitentiary.

By Mr. Morris of Franklin, a bill to consolidate the offices of Secretary of State and Surveyor General, and to require the duties of Surveyor General to be discharged by the Secretary of State, and to fix the salary of the same.

By Mr. McDougald of Chattahoochee, a bill to confer upon the Justices' Courts of the State of Georgia criminal jurisdiction in all cases of Larceny, when the amount of the thefts is not over twenty dollars, and prescribe punishment for the same.

By Mr. Hand of Baker, a bill to be entitled an act for the relief of certain persons therein defined.

By Mr. Johnson of Pierce, a bill for the relief of Jennette Greenleaf, wife of Luther H. Greenleaf, of the county of Pierce.

By Mr. Swann of Greene, a bill to authorize and require the Treasurer of the State to make certain advances, and for other purposes.

By Mr. Pottle of Warren, a bill to authorize and allow Willis Wynne, of Warren county, to practice medicine, prescribe for the cure of diseases, and charge for the same.

By Mr. Tucker of Merriwether, a resolution to consolidate certain Committees ; which, on motion, was taken up and adopted, and ordered sent to the Senate.

By Mr. Barnes of Richmond, a bill to authorize an advance of payment to be made to the public printer.

By Mr. McCollough of Jones, a resolution authorizing the Treasurer to make advancements to the members and officers of the General Assembly.

By Mr. Mattox of Elbert, a bill to authorize the Justices of the Inferior Court of Elbert county to levy and collect a tax for county purposes.

On motion of Mr. Snead of Richmond, the Resolution fixing the time of adjournment. was taken up.

Mr. Cabiness of Monroe, moved to amend by striking out the 9th inst., and inserting the 15th inst.

Mr. Dart of Glynn, offered a substitute for said Resolution, which was rejected.

Mr. Gartrell moved to divide the question, which motion was agreed to, the vote was then taken upon striking out the words "the 9th inst.," which was agreed to.

Mr. Kirby moved to insert in lieu thereof, "the 18th inst.," which motion was lost.

The vote was then taken upon the motion of Mr. Cabiness, to insert the 15th inst., and the same prevailed.

Mr. Harrison moved further to amend by striking out the 15th of January, and inserting the 24th, which motion was lost.

Mr. Moses of Muscogee, offered a substitute for said Resolution, to the effect that the Legislature transact no business, but adjourn from day to day until the 15th, and over to January, which substitute was, on motion of Mr. Kirby, laid on the table.

The Resolution as amended was then adopted.

The following Message was received from his Excellency James Johnson, Provisional Governor of Georgia, by L. H. Briscoe, his Secretary, to-wit :

Mr. Speaker:—I am directed by the Governor to deliver to the House of Representatives a communication in writing.

He has also assented to and signed a joint Resolution of the General Assembly, ratifying an amendment to the Constitution of the United States, as proposed by Congress.

On motion the communication from the Governor was taken up and read, and is as follows :

EXECUTIVE OFFICE, }
 PROV. GOV'T. OF GA. }
 Milledgeville, Dec. 9th., 1865. }

Gentlemen of the Senate, and

House of Representatives :

I have the pleasure to transmit herewith a copy of a Telegram received on last evening, from his Excellency the President of the United States.

J. JOHNSON,
Prov. Governor.

[COPY TELEGRAM.]

WASHINGTON, D. C., }
December 8th, 1865. }

JAMES JOHNSON,

Prov. Governor :

Your dispatch received the first inst. Permit me to congratulate you and the Legislature on their action in adopting and ratifying the amendment to the Constitution of the United States, abolishing slavery.

(signed,)

ANDREW JOHNSON,

President U. S.

On motion of Mr. Adams of Clark, the House adjourned until 11½ o'clock, Monday Morning.

MONDAY, DEC. 11TH, 1865, }
11½ o'clock, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Weaver.

The Hon. E. N. Atkinson, member elect from the county of Camden, appeared, produced his credentials, and, having taken the oath prescribed by the Constitution of the State, took his seat.

Mr. Kirby, of Chattooga, moved a suspension of the Rules, to take up the Resolution bringing on the election of two U. S. Senators.

Mr. Stewart, of Spalding, called for the previous question, which was sustained, and on the question of suspending the Rules, the yeas and nays were required to be recorded, and resulted in yeas 56, and nays 93.

Those who voted in the affirmative are Messrs :

Benson,	Fincannon,	Johnson of Henry,
Boyd,	Ford,	Johnson of Pierce,
Brock,	Gartrell,	Johnson of Wilcox,
Burch,	Glenn,	Kirby,
Byington,	Grogan,	Lindsay,
Cameron,	Harden,	Maddox,
Candler,	Hill,	McCutchen,
Cloud,	Hinton,	McDowell of Heard,
Dart,	Howard of Bartow,	McRae,
Dodson,	Hodges,	Mizell,
Dodds,	Humphrey of Fan-	Morris of Franklin,
Dozier,	vin,	Montgomery,
Edge,	Hughes of Union,	Quillian,
Ellington,	Johnson of Forsyth,	Ragsdale,

Reese,	Simms of Bartow,	Tucker,
Robinson of Ap- pling,	Smith of Clinch, Spear,	Wall, Watkins,
Robinson of Lau- rens,	Starr, Stanton,	Williams of Dooly, Wamble.
Rumph,	Stewart,	
Sharpe,	Tench,	

Those who voted in the negative are Messrs:

Adams,	Howard of Lump- kin,	Pottle, Render,
Alexander,	Hockenhall,	Rhoades,
Asbury,	Humphrey of Lin- coln,	Ridley, Robson,
Atkinson,	Jones, J. B., of Burke,	Rogers, Roundtree,
Baker,	Jones, J. J., of Burke,	Russell of Musco- gee,
Barnes,	Kibbee,	Sale.
Baynes,	Mattox,	Scandrett,
Bennett,	Martin,	Shaw,
Bragg,	McCullough,	Shepard,
Brown of Early,	McComb,	Simms of Newton,
Brown of Houston,	McDowell of Pike.	Smith of Hancock,
Bush,	McDougald,	Snead,
Cabiness,	McLendon,	Stallings,
Cook,	McWhorter of Greene,	Stapleton, Staunfield,
Colley,	McWhorter of Ogle- thorpe,	Sumner, Swann,
Davenport,	McQueen,	Thomas,
Dickson of Walker,	Morrell,	Vason,
Dixon of Macon,	Morris of Mont- gomery,	Weaver, Wicker,
Durham,	Morrow,	Wilburn,
DuBose,	Mitchell of Thomas,	Willis,
Evins,	Mitchell of Gwin- nett,	Williams of Byran, Williams of Bul- loch,
Frazer,	Moses,	Wilkinson.
French,	Moughon,	Woods of Floyd,
Frost,	Oates,	Woodward.
Green,	Peeples,	
Gross,	Phillips,	
Gunnells,		
Hall,		
Harrison,		
Harlan,		
Hargett,		
Hicks,		
Holliday,		
Hollis,		

Ayes 56, nays 93. So the motion was lost.

The following Message was received from the Senate] through Mr. Weems, their Secretary :

Mr. Speaker :—The Senate has passed the following Bills, to-wit:

A bill, to be entitled an act to open the Courts of this State to freedmen, and to regulate their testimony.

A bill, to amend an act to incorporate the Georgia and Alabama Rail Road Company, "assented to Feb. 18th, 1854."

A bill, to change the time of holding the Court of Ordinary of Tattnall county.

The Senate has also concurred in the Resolution of the House of Representatives, to consolidate the Finance Committees of the two Houses.

The Senate has also agreed to a Resolution, consolidating certain other Committees, to which it asks the concurrence of the House of Representatives.

The Senate has also passed the following Bills, which I am directed to transmit forthwith to the House of Representatives, to-wit :

A bill, to define and regulate the salaries of Comptroller General, State Treasurer, and Secretary of State.

A bill, to authorize and regulate contracts between master and servant, for labor to be performed.

The following Message was received from His Excellency, James Johnson, Provisional Governor of the State of Georgia, by L. H. Briscoe, his Secretary, to-wit :

Mr. Speaker :—I am directed by the Governor, to deliver to the House of Representatives, a communication in writing, with accompanying documents.

On motion, the communication from the Governor was taken up and read, and is as follows :

EXECUTIVE OFFICE,
PROVISIONAL GOVERNOR OF GEORGIA, }
Milledgeville, Dec. 11th, 1865. }

Gentlemen of the Senate and

House of Representatives :

I herewith transmit a Report from the Financial Committee, appointed under a Resolution of the Convention. Also, the Report of the Superintendent of the Western and Atlantic Rail Road.

J. JOHNSON,
Governor.

On motion, the Report of the Superintendent of the W and A. Rail Road was referred to the Committee on Agriculture and Internal Improvements, and the Report of the Commission on Finance referred to the Joint Committee on Finance, and 200 copies of each ordered to be printed.

On motion of Mr. Morrow, of Columbia, the Rules were suspended, and the Resolution bringing on the election of a Public Printer taken up. Mr. Cook, of Irwin, moved to

amend the Resolution, by striking out Friday, the 5th inst., and inserting Tuesday, the 12th inst., which motion prevailed.

The vote was then taken upon the adoption of the Resolution as amended, when the same was lost.

On motion of Mr. Gartrell, the Rules were suspended, when he offered a Resolution, setting apart the——day of January, for the election of two U. S. Senators.

On motion of Mr. McWhorter, of Greene, the Resolution was laid on the table for the present.

The Hon. Thomas S. Mallard, member elect from the county of McIntosh, appeared, produced his credentials, and, having taken the oath prescribed by the Constitution of the State, took his seat.

Mr. McWhorter, of Greene, offered a Resolution, authorizing the Provisional Governor to negotiate a loan, &c., which was read and referred to the Committee on Finance.

Mr. Bennett, of Brooks, presented a memorial from Rev. J. H. Campbell, which was referred to the Committee on Public Education.

Mr. Bennett, of Brooks, reported a bill to be entitled an act authorizing the Inferior Courts of this State to appoint Commissioners to settle minor claims and defenses between freedmen themselves, and also between freedmen and white citizens.

On motion of Mr. Barnes, of Richmond, the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House reassembled.

On motion of Mr. DuBose of Hancock, the Rule was suspended, and the Resolution authorizing the Treasurer to make advancements to the members and officers of the General Assembly, was taken up. Mr. Fraser, of Liberty, moved to amend by adding 25 cents per mile in coming to the Capital. Mr. DuBose, of Hancock, moved to fill the first blank with twelve dollars, which was agreed to. The second blank was filled with nine dollars per day—the 3rd blank was filled with ten dollars per day—the 4th and 5th blanks were filled with nine dollars per day.

Mr. Dorsey, of Hall, moved the following amendments: mileage to be computed by the most practicable mail route, which was agreed to.

Mr. Cook, of Irwin, offered the following amendment, "and said advance to Clerks shall not be considered as an advance in addition to the sums specified for said officers by the Code of Georgia," which amendment was agreed to, and the Resolution, as amended, was adopted.

The following Bills and Resolutions were introduced, to-wit :

By Mr. Moughon, of Bibb, a bill to be entitled an act for the relief of securities on criminal bonds, when it shall be made to appear that the principal was captured by hostile forces, or made his escape from the State through the lines of the then hostile forces, and for other purposes.

By Mr. J. J. Jones, of Burke, a bill to carry out an ordinance of the State Convention, in reference to certain acts of Executors, &c. Also, to carry into effect the 5th article, sections 7th and 8th of the Constitution of the State, in reference to Judgments, &c., of Courts.

Also, a bill to prohibit white persons from purchasing certain articles from negroes, under a certain penalty.

Also, a bill to alter the 3827th section of the Code of Georgia, in reference to the oath of Grand Jurors.

By Mr. Byington, of Clayton, a bill to abolish the Penitentiary.

Also, a bill to amend part 2nd, title 3rd, chapter 2nd, article 4th, and section 3rd, of the Code of Georgia.

By Mr. Dodson, of Catoosa, a bill to incorporate the North-western Mining Co.

Also, a Resolution to appoint a Standing Committee on the W and A. Rail Road.

By Mr. Stallings, of Coweta, a bill to prevent the levy and sale of the property of debtors of this State, until such time as therein specified.

Also, a bill to alter and amend part 4512th, section 26th, of the Penal Code.

By Mr. Tench, of Coweta, a bill to prohibit concubinage among the blacks of this State, and for other purposes therein mentioned.

Also, a bill to exempt for five years the widows and orphans of deceased soldiers from the payment of taxes.

By Mr. Vason, of Dougherty, a bill to facilitate the trial of freedmen for offences.

By Mr. Morrow, of Columbia, a bill to be entitled an act to compel the several Rail Road Companies of this State, to furnish separate cars for negroes or colored people.

Also, a bill to be entitled an act to punish offenders for galloping or straining a horse, by a residence, or by any one on horseback, or in a vehicle of any kind, or straining a horse, except in a race.

By Mr. Rodgers, of Dade, a bill to be entitled an act to incorporate the Lookout Valley Mining Co.

The following bills were read the second time, and re-committed for a third reading, to-wit :

A bill, to be entitled an act to fix the salaries of certain officers.

Also, a bill to be entitled an act to authorize an advance

of payment to be made to the Public Printer of the present session of the Legislature.

On motion, the House adjourned until 10 o'clock tomorrow morning.

TUESDAY, DEC. 12TH, 1865.

10 O'CLOCK, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Flinn.

Mr. Byington, of Clayton, moved a re-consideration of so much of the Journal of yesterday as relates to the rejection of the resolution bringing on the election of a State Printer, which motion prevailed.

Mr. Dodson, of Catoosa, moved a re-consideration of so much of the Journal of yesterday as relates to the adoption of the resolution authorizing the Treasurer to make advancements to the Members and Officers of the General Assembly; which motion was lost.

The following Message was received from His Excellency, James Johnson, Provisional Governor of Georgia, by L. H. Briscoe, his Secretary, to wit:

Mr. Speaker: I am directed by the Governor, to deliver to the House of Representatives, a communication in writing.

On motion of Mr. Russell, of Muscogee, the communication from the Governor was taken up and read and is as follows:

EXECUTIVE OFFICE, }
MILLEDGEVILLE, GA. DEC. 12TH, 1865. }

Gentlemen of the Senate and

House of Representatives:

I received this morning a telegram from His Excellency, the President of the United States, a copy of which is herewith transmitted.

J. JOHNSON,
Governor.

[COPY TELEGRAM.]

WASHINGTON, D. C., }
DECEMBER 11TH, 1865. }

J. Johnson,

Provisional Governor:

The Governor elect will be inaugurated, which will not

interfere with you as Provisional Governor. You will receive instructions in a few days in regard to being relieved as Provisional Governor.

Why can't you be elected as Senator? I would issue no commissions for members of Congress. Leave that for the incoming Governor.

We are under many obligations to you for the noble, efficient and patriotic manner in which you have discharged the duties of Provisional Governor, and will be sustained by the Government.

(signed)

ANDREW JOHNSON,

President U. S.

The Clerk proceeded to call the roll of Counties, when the following bills and resolutions were introduced, to wit:

By Mr. Kirby, of Chattooga, a bill to aid the people of Chattooga in the reconstruction of their Jail.

By Mr. Gartrell, of Cobb, a resolution endorsing and sustaining the Message of His Excellency, President Johnson.

By Mr. Williams, of Dooley, a bill to make owners and possessors of mischievous dogs liable for damages.

By Mr. Morel, of Effingham, a bill to encourage and protect the citizens of this State in raising stock.

By Mr. Morris, of Franklin, a resolution referring all bills amending or changing the Code of Georgia, to the Committee on the Judiciary.

By Mr. Maddox, of Fulton, a resolution instructing the Committee on Finance as to the propriety of the sale of the W. & A. Rail Road.

By Mr. Hill, of Fulton, a bill to abolish Penitentiary imprisonment in this State, except in certain cases.

To change the mode of punishment for crimes and misdemeanors and for other purposes.

Also a bill to alter and amend Sections 4596 and 4597 of the Code of Georgia.

Also a bill to exempt from Jury duty all active members of any incorporated Fire Company in this State.

Also a bill to repeal Section 4622 of the Code of Georgia.

By Mr. Alexander, of Houston, a bill to repeal an act to alter the time of holding the elections of Receiver of Tax Returns and Collectors in this State; to prescribe the mode in which they shall give bonds, and the mode in which the offices of Receiver of Tax Returns may be declared vacant, so far as relates to the first Section of said act.

By Mr. Brown, of Houston, a bill to make all suits, writs,

and processes, which were returnable to Houston Superior Court, as of October term 1865, returnable to the February term of said Superior Court, 1866.

By Mr. Harlan, of Gordon, a bill granting certain privileges therein named, to the people living near the W. & A. Rail Road.

By Mr. McWhorter, of Greene, a resolution appointing a Committee of three from the House, to join a similar Committee of two from the Senate, to confer with the Governor elect, and know on what day it may be his pleasure to be inaugurated; which was taken up, read and adopted, and ordered to be sent forthwith to the Senate.

The Committee appointed under said resolution are Messrs. McWhorter of Greene, Kirby of Chattooga, and French of Schley.

By Mr. Phillips, of Habersham, a bill to authorize the Justices of the Inferior Court of Habersham county, to levy a tax upon land for the benefit of the Soldier's Association, provide for the collection of the same, and for other purposes.

By Mr. Stapleton, of Jefferson, a bill to alter and amend Paragraph 1232 of Chapter 3d of the revized Code.

By Mr. Cook, of Irwin, a bill to require tax payers to give in their lands in the county where it is situated.

By Mr. McRae, a bill to prevent settlements by Freedmen without any visible means of support, and to punish white persons who encourage such settlements.

By Mr. Hinton, of Jackson, a bill to allow Ewell Pace, of the county of Jackson, to peddle without a license.

By Mr. Starr of White, a bill to provide for holding supplementary Courts in this State, and the registration of testimony therein, and to specify the character of the Jury therefor.

By Mr. Hicks, of Johnson, a bill to change the line between the counties of Johnson and Washington, so as to add a part of the county of Washington to the county of Johnson.

Also a bill to change the line between the county of Johnson and Laurens, so as to add a part of the county of Laurens to the county of Johnson.

By Mr. Bush of Miller, a bill to change the line between the counties of Early and Miller.

Mr. Fraser, of Liberty, a bill to extend the time for issuing grants on head rights until the 25th of Dec. 1868.

By Mr. Grogan, of Milton, a bill for the relief of B. T. Handley, Richard L. Haynes, M. J. Seal, Alfred H. Teasley, Hampton Smith, A. P. McPherson, S. F. Kincannon, W. P. Brown, R. A. Camp and L. P. Brown.

By Mr. Render, of Meriwether, a bill making valid all contracts between white persons and free persons of color, in this State.

Also a bill making applicable certain laws of force in this State, to free persons of color, and for other purposes.

By Mr. Moses, of Muscogee, a bill to be entitled an act to perfect service against Express Companies, and to regulate evidence in regard to their contracts.

Also a bill to incorporate the Southern Savings Bank and Commercial Agency.

Also a bill to regulate liabilities in cases of common carriers.

By Mr. McDowell of Pike, a bill making it a misdemeanor for any one to buy and peddle upon poultry and other produce, under certain restrictions, and to provide a license therefor by the Inferior Court.

By Mr. Snead of Richmond, a bill for the relief of the several Banking institutions of this State, and of the Stockholders thereof.

Also a bill in relation to the jurisdiction of Justice's Courts of this State.

Also a bill to repeal so much of the act of the General Assembly, of the State of Georgia, as authorized the extension of the Charter of the Union Bank, approved on the 13th of February, 1854.

By Mr. Stewart of Spalding, a bill to allow Attorneys and Solicitors of this State to argue their causes in the Supreme Court of Georgia, by written argument, and for other purposes.

Also a bill to change the line between the counties of Spalding and Henry, so as to include the farm and residence of Andrew W. Walker in the county of Spalding.

Also a memorial from Dr. S. H. Saunders, of Spalding county, which was referred to the Committee on Petitions.

By Mr. Shaw of Stewart, a bill to adjust and make equitable all charges by substituting the prices of 1860, in lieu of the nominal or Confederate prices as charged during the war, and to fix the rate of interest during the suspension of the Courts.

By Mr. Willis of Talbot, a bill to repeal the 4th Paragraph of Section 125, of the Code of Georgia.

By Mr. Wilburn of Terrell, a bill to change the county line between the counties of Lee and Terrell, and to add a portion of the county of Lee to the county of Terrell, and for other purposes.

By Mr. Pottle of Warren, a bill to make duplicate plats and grants original evidence in certain cases.

By Mr. Runph of Wayne, a bill to change and fix the time of holding the January term of the Courts of Ordinary in this State, from the second Monday in said month, as now fixed by law, to the first Monday in January, in each and every year.

Also a bill to amend the 1716th Paragraph of Title 2nd, Article 1st, of the Code of Georgia.

By Mr. Glenn of Whitfield, a bill to authorize Henry W. Renfro, M. K. Banner, and John K. Osborn, of the county of Whitfield, to practice medicine, and charge therefor.

By Mr. Johnson of Wilcox, a bill to compensate the Petit Jurors of Wilcox county.

By Mr. McLendon of Wilkes, a bill to avoid litigation by defining the mode of settlement of cases therein mentioned.

Also a bill to amend the 2003rd Section of the Code of Georgia, in relation to the discharge of insolvent debtors, and for other purposes.

By Mr. Stanfield of Tatnall, a bill to authorize Aaron B. Strickland, of the county of Tatnall, to peddle in the State without license.

By Mr. McCullough of Jones, a resolution bringing on the election of State House Officers on Thursday, the 14th inst., at 11 o'clock, A. M.

By Mr. Ridley of Troup, a resolution instructing the Committee on Finance to prepare a bill to relieve the people of the State from an immediate and burthensome tax, &c., which was referred to the Committee on Finance.

The following Senate bill was read the 2nd time, and committed for a 3rd reading, to wit:

A bill to define and regulate the salaries of the Comptroller General, State Treasurer and Secretary of State.

The Senate bill to open the Courts of this State to Freedmen and to regulate their testimony in the same, was read the 1st time.

The Hon. Phillip M. Russell, member elect from the county of Chatham, appeared, produced his credentials, and having taken the oath prescribed by the Constitution of the State, took his seat.

The following Message was received from the Senate, through Mr. Weems, their Secretary :

Mr. Speaker:—The Senate has concurred in the resolution of the House of Representatives, appointing a Joint Committee to wait upon the Hon. Charles J. Jenkins, Governor elect, and to ascertain when it may suit his pleasure to be inaugurated.

The Committee on the part of the Senate consists of Messrs. Thornton and Manson.

Mr. McDowell of Pike, reported a bill to have certain contracts between freedmen and free persons of color of this State, and white persons, reduced to writing, and to punish those who fail or refuse to do so.

Mr. Byington of Clayton, offered a resolution bringing on the election of a State Printer on Wednesday, the 13th instant.

On motion of Mr. Morel of Effingham, the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled.

The House took up the report of the committee on the bill to be entitled an act to change the place of holding the Court of Ordinary, of Bartow county, until a Court House can be built; the report of the committee was agreed to; the bill was read the 3rd time and passed.

The bill to amend Section 4321, of the Code of Georgia was referred to the Committee on the Judiciary.

The House took up the report of the committee on the bill to be entitled an act to authorize the Treasurer to make certain advances to the Public Printer of the present Legislature.

Mr. Adams of Clarke, as Chairman of the Committee on Finance, offered the following amendment: "Be it further enacted, that the sum of twenty thousand dollars, be, and is hereby appropriated, as an advance for the support of the State Lunatic Asylum, for the years 1865 and 1866;" which amendment was ruled out of order as not being germane to the bill.

The report of the committee was agreed to; the bill was read the 3rd time and passed, and ordered to be sent forthwith to the Senate.

Mr. Pottle of Warren, reported a bill to be entitled an act to fix Jail fees for dieting prisoners.

On motion of Mr. Pottle of Warren, the House adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, DEC. 13TH, 1865. }
 10 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Flinn.

The Clerk proceeded to call the roll of Counties, when Mr. Kumph, of Wayne, reported a bill to be entitled an act to carry into effect the 9th paragraph, 1st section of the 5th article of the Constitution of the State.

Mr. Stewart, of Spalding, reported a bill to be entitled an act to add an additional section to the Penal Code.

Mr. Gross, of Scriven, reported a bill to be entitled an act to authorize the Justices of the Inferior Court of Scriven county to levy and collect a tax for the support of widows and orphans of deceased or disabled Soldiers in said county.

Also, a bill to be entitled an act to authorize Kevy Jackson of the county of Scriven, to peddle without license.

Also, a bill to be entitled an act to authorize Jefferson Roberts to establish a ferry across the Savannah River, &c.

The following Message was received from the Senate, through Mr. Weems, their Secretary :

Mr. Speaker :—The Senate has passed the following bills, to-wit :

A bill to amend the charter of the City of Rome, and to authorize the Council to raise the fee for the retail of spirituous liquors and to prohibit the erection of wooden buildings.

A bill for the relief of securities on recognizances in certain cases.

A bill to incorporate the Georgia and Alabama Mining and Manufacturing company.

The Senate has also agreed to the joint Resolution authorizing the Treasurer to make advances to the officers and members of the General Assembly, with an amendment, to which they ask the concurrence of the House of Representatives.

Mr. Hill, of Fulton, reported a bill to be entitled an act to increase the fees of the several county officers of this State.

Also, a bill to be entitled an act to provide a more summary mode for the enforcement of Mechanics' liens in this State.

Mr. Carter, of Echols, reported a bill to be entitled an act to regulate the manner of disposing and dividing the common school fund in, and for Echols county.

Mr. Gartrell, of Cobb, presented a memorial from the

Hon. David Irwin of said State, upon the subject of a revision of the Code of Georgia.

Also, a resolution authorizing His Excellency the Governor, so soon as he may be notified by David Irwin of a revision of the Code of Georgia, to appoint a committee of competent gentlemen to examine and report upon the same.

Mr. J. B. Jones moved to refer the memorial and resolution to the committee on the Judiciary, which motion was lost.

Mr. J. J. Jones moved to lay the resolution on the table for the present, which motion was lost.

Mr. Starr, of White, called for the previous question, which was sustained.

The vote was then taken upon the adoption of the Resolution: the Resolution was adopted, and ordered to be sent forthwith to the Senate.

Mr. McWhorter, from the committee appointed to wait upon the Governor elect, and ascertain when it will suit his convenience to be inaugurated, reported that the committee had performed the duty assigned them, and was informed by His Excellency that he would be ready to be inaugurated at 12 o'clock M, on Thursday the 14th inst.

The following Message was received from the Senate through Mr. Weems, their Secretary:

Mr. Speaker:—The Senate has agreed to a joint Resolution, appointing a committee consisting of Messrs. Thornton and Kenan, to join such committee as may be appointed on the part of the House of Representatives, to make suitable arrangements for the inauguration of the Governor elect.

On motion, the Senate resolution was taken up and adopted.

The committee on the part of the House are Messrs. Cabiness, McWhorter of Oglethorpe and Hill.

Mr. Gibson, of Crawford, reported a bill to be entitled an act for the relief of the people of this State.

Mr. Moses, of Muscogee, a bill to be entitled an act to alter and amend 1st number, section 1904, 2nd article, part 2nd, title 2d, chapter 2d, of the Code of Georgia.

Mr. Kirby, of Chattooga, reported a bill to be entitled an act for the government and management of the W. & A. Rail Road.

Mr. Weaver, of Clay, reported a bill to be entitled an act to legalize the acts of John C. Well, while acting as Ordinary under commission from His Excellency James Johnson, Provisional Governor of the State of Georgia.

Mr. Byington, of Clayton, reported a bill to be entitled an act to relieve certain persons herein named from Jury service in the several Courts of this State.

Mr. Ridley, of Troup, offered a joint Resolution appointing a committee to examine the Executive Mansion and have such repairs made to the said Mansion and furniture as may be found necessary; which Resolution was taken up and adopted, and ordered to be sent to the Senate; the committee on the part of the House are Messrs. Ridley, Snead, and McComb.

Mr. Edge, of Campbell, reported a bill to be entitled an act to define the liabilities of the several Rail Roads in this State, and to provide for the recovery of damages against said Rail Roads, in certain cases therein named.

Also, a bill to be entitled an act to provide for binding out certain negro children of this State.

Mr. Hardeman, of Bibb, reported a bill to be entitled an act to authorize Artemesia A. E. Jones, wife of James M. Jones, of Bibb county, to receive any property she is or may hereafter be entitled to, by inheritance or otherwise, where the same is not limited over, in the same manner as though she were a feme sole.

Mr. Peeples, reported a bill to be entitled an act to change the 2nd section of an act entitled an act to alter and amend the road laws of this State, approved 19th Dec'r, 1818, so as to define the ages to which persons shall be liable to work upon public roads.

Also, a bill for the relief of Terry L. Cox, a convict in the Penitentiary.

Also, a bill to be entitled an act for the relief of J. W. Martin, a convict in the Penitentiary.

Mr. French, of Schley, reported a bill to be entitled an act to alter and amend paragraph 4445 of part 4th, title 1st, of the revised Code of Georgia.

Mr. Dart, of Glynn, reported a bill to be entitled an act to amend the 2nd section of an act entitled an act to incorporate the town of Brunswick in the county of Glynn, to define its jurisdictional limits, to provide for the election of Mayor and City Council, and such other officers as may be required, and confer upon them specific powers, and for other purposes therein mentioned.

Leave of absence was granted Mr. Render, of Merriwether, after to-day, until after the recess; and to Mr. Davenport, of Oglethorpe, for the same time, on account of sickness in his family.

The House took up the report of the committee on the Senate bill to be entitled an act to fix the salaries of Comptroller General, State Treasurer, and Secretary of State.

Mr. Stewart, of Spalding, moved to amend by striking out \$2,000 and inserting \$2 500, which motion was lost.

Mr. Adams called for a division of the question with a view of moving to fill with \$3,000; the vote was then taken upon striking out and the motion to strike out was lost.

Mr. Morris, of Franklin, offered a substitute for said bill, which was received by the House.

Mr. J. J. Jones moved to amend the substitute by striking out \$2,000 and inserting \$3,000 in lieu thereof, which motion was lost.

Mr. McComb moved to amend by adding "and State Librarian with a salary of \$1,000", which was agreed to. The report of the committee was then agreed to, the bill was read the third time and passed, and ordered to be transmitted forthwith to the Senate.

The following Message was received from the Senate, through Mr. Weems, their Secretary :

Mr. Speaker :—The Senate has concurred in the following Resolutions of the House of Representatives, to-wit :

A Resolution in relation to a revision of the Code of Georgia.

A Resolution to appoint a joint committee to enquire into the present condition of the Executive Mansion and to report what repairs and additional furniture are required, and have appointed on their part Messrs. Gresham and Manson.

Mr. Wilkinson, of Columbia, reported a bill to be entitled an act for the relief of Esther M. Massengale, wife of A. L. Massengale, of Columbia county.

On motion, the House took a recess until 3 o'clock P. M.

3 O'CLOCK, P. M.

The House re-assembled.

Mr. Adams, Chairman of the committee on Finance, reported a resolution authorizing the Governor to borrow, upon the faith and credit of the State; the sum of one hundred thousand dollars.

On motion of Mr. Adams, the rule was suspended and said resolution taken up, adopted, and ordered to be sent forthwith to the Senate.

Mr. Gartrell, Chairman of the committee on the State of the Republic, submitted the following report :

Mr. Speaker :—The committee on the State of the Republic, to whom the resolutions, indorsing and sustaining the Message of His Excellency President Johnson, were referred, have had the same under consideration, and suggest that they be amended by striking out the words, "James Johnson, Provisional", and inserting in lieu thereof, the words "Charles J. Jenkins", and with that amendment, recommend that they be adopted.

(Signed,) JOHN O. GARTRELL, Chm'n.

The bill to open the Courts to freedmen, and to regulate their testimony in the same, was read the second time and referred to the committee on the Judiciary.

The bill to repeal the 2013th section of the Code of Georgia and add a section in lieu thereof, was referred to the committee on the Judiciary.

The House took up the Senate bill to authorize and regulate contracts between master and servant for labor to be performed, &c., which was read the first time.

The House took up the report of the committee on the bill to be entitled an act for the encouragement of Richmond Fire Company, No. 7, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to regulate the levy and sale of property of debtors, under executions for a given period, was referred to the committee on the Judiciary.

The House took up the Report of the committee on the bill to be entitled an act to incorporate Gazelle Fire Company, No. 4, and Gazelle Hose Company, No. 4, for the encouragement of their members, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to fix the salaries of certain officers was on motion indefinitely postponed.

The House took up the amendment of the Senate to the House Resolution authorizing the Treasurer to make certain advances.

Mr. Adams moved to amend the Senate amendment as follows :

And be it further enacted, That the Treasurer be authorized to advance the sum of twenty thousand dollars for the support of the State Lunatic Asylum, for the years 1865 and 1866, which amendment was agreed to, and the amendment of the Senate, as amended, was agreed to.

The following bills were read the second time and committed for a third reading, to-wit :

A bill to change the place of holding the Justices Courts in the 97th district of Washington county.

Also, a bill to amend the several acts of force in relation to the City of West Point, in Troup county, and to grant to the Mayor and Aldermen of said City, additional powers, and to define the same.

The following bills were read the second time and referred to the committee on the Judiciary, to-wit :

A bill to amend the 501st and 1377th sections of the Code of this State, regulating the granting license for selling and retailing spirituous liquors.

Also, a bill to enable the Treasurers of the several coun

ties in this State to raise a fund to pay off the indebtedness of the several counties, &c.

Also, a bill to amend the 4435th paragraph and 21st section of the Penal Code.

Also, a bill to be entitled an act to alter and amend chapter 4th, article 1st, part 2nd, title 2nd, of the Code of Georgia, in relation to indentured servants and apprentices.

Also, a bill to be entitled an act to grant relief to the people of this State.

Also, a bill to amend the 3188th and 3189th sections of the Code of Georgia, so as to authorize attachments to issue in cases sounding in damages.

Also, a bill to amend the 4435th section of the Penal Code, part 4th, title 1st.

The bill to be entitled an act to change the county line between the counties of Cherokee and Pickens, was read the second time and referred to the committee on new counties and county lines.

The bill to be entitled an act to repeal so much of the act of the General Assembly of the State of Georgia, as authorized the extension of the charter of the Union Bank, approved on the 13th February 1854, was read the second time and referred to the committee on banks.

The bill to define the duties of persons owning adjoining lands where a fence is necessary to divide said lands and to protect the crops on the same, was read second time and referred to the committee on Agriculture, &c.

Mr. Russell, Chairman of the committee on elections, to whom was referred the contested election case between Henry Gay, Contestant, and Willis W. Watkins, sitting member, from the county of Colquitt, made the following report :

That the depositions of six witnesses on the part of contestant (no testimony having been offered by sitting member) fail to show that sitting member was a non-resident of Colquitt county, at any time during the twelve months immediately preceding his election, and on the contrary show that about the first of the year 1864, the father of sitting member moved to said county, bringing with him the family of sitting member, with his family utensils and stock, while sitting member was in Military service; that twice while home on furlough, he visited his family in that county, and that though his family visited about among their relatives during the war, that their permanent home was with the father of sitting member, and that after the surrender, sitting member returned home to Colquitt county, and commenced planting. The committee think that no fact being proven to show his intention to claim his residence elsewhere, and the weight of testimony showing his father's was the most notorious residence of his (sitting member's

family,) that sitting member, Willis W Watkins, should retain his seat.

(Signed,)

J. M. RUSSELL, Ch'm'n.

On motion of Mr. Russell, the report of the committee was taken up and agreed to.

On motion of Mr. McCullough, of Jones, the rule was suspended and the Resolution sitting apart Thursday, the 14th inst., 11 o'clock, A. M., for the election of a Comptroller General, State Treasurer, and Secretary of State, was taken up.

Mr. McCullough moved to amend by striking out "Thursday the 14th instant", and inserting in lieu thereof the words "Friday, the 15th instant, 10 o'clock A. M"; a division of the question was called for, and the vote first taken upon striking out, and carried in the affirmative.

The blank was then filled with 10 o'clock, A. M. Friday the 15th instant.

Mr. Byington, of Clayton, moved further to amend the Resolution by adding thereto, "and a State Printer", which amendment was agreed to; the Resolution as amended, was agreed to, and ordered to be sent forthwith to the Senate.

On motion of Mr. Morrow, of Columbia, the House adjourned until 10 o'clock to-morrow morning.

THURSDAY, DEC. 14TH, 1865. }
10 o'clock, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Flinn.

On motion of Mr. Byington of Clayton, the rule was suspended, and the resolution to instruct the Inferior Courts to report destitute widows, orphans, and disabled soldiers, was taken up.

Mr. Adams moved to amend by striking out the words "Provisional Governor" and insert the words "his Excellency the Governor," which motion prevailed, and the Resolution as amended was adopted, and ordered to be sent forthwith to the Senate.

The bill to change the place of holding Justices' Courts in the 97th District of Washington County, was taken up and laid on the table for the present.

On motion of Mr. Mattox the Resolution requiring the Judiciary Committee to report a bill to punish horse thieves, was taken up and referred to said Committee.

The following Message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate has passed the following bills:

A bill to be entitled an act to repeal an act entitled

an act to extend the civil jurisdiction of the City Courts of Augusta; to abolish the tax or court fee, and to make the fees of the officers of that Court the same as in the Superior Courts of this State, assented to March 9th 1865.

A bill to be entitled an act to add the county of Terrell to the South-western Judicial Circuit.

A bill to alter and amend the tenth Paragraph of the Second Article, part first, title sixteenth, chapter fifth, of the Code of Georgia.

The House took up the report of the Committee on the bill to be entitled an act to amend the several acts of force, in relation to the city of West Point, in Troup county, and to grant to the Mayor and Aldermen of said City additional powers, and to define the same.

The report of the committee was agreed to, the bill was read the third time and passed.

The Senate bill to be entitled an act to authorize and regulate contracts between master and servant for labor to be performed, and for other purposes, was read the 2nd time, and referred to the committee on the Judiciary.

Mr. Harrison from the select committee to whom was referred the memorials of the Presidents of the several Banks of the city of Savannah, made the following report :

The special committee to whom was referred the memorial of the Presidents of the several Banks of the city of Savannah, have had the same under consideration, and have instructed me to report the same back to the House, and ask that it be referred to the committee on banks.

(signed,)

HARRISON, Chairman.

On motion of Mr. Harrison the report was taken up and agreed to.

On motion of Mr. Johnston of Pierce, the House took a recess until 10 minutes before 12 o'clock, m.

The hour of 10 minutes before 12 having arrived, the House again convened, when Mr. McWhorter of Greene offered the following Resolution, which was taken up, read, and adopted :

Resolved, That the Clerk be directed to inform the Senate that the House of Representatives is now ready to receive the Senate in their Hall, for the purpose of inaugurating the Hon. Charles J. Jenkins, Governor elect.

The following Message was received from the Senate, through Mr. Weems, their Secretary :

Mr. Speaker :—The Senate has concurred in the following Resolutions of the House of Representatives, to-wit :

A resolution setting apart Friday, the 15th inst., for the election of State House Officers and State Printer.

A resolution to authorize his Excellency the Governor to borrow on the credit of the State, the sum of one hundred thousand dollars.

Also, a resolution of the House of Representatives in relation to the General Assembly taking a recess, with an amendment, to which they ask the concurrence of the House.

The Senate has also concurred in the amendment of the House of Representatives to the amendment of the Senate to the Resolution of the House, authorizing the Treasurer to make certain advances, with an amendment, to which they ask the concurrence of the House.

The Senate has also concurred in the amendment of the House of Representatives to the bill of the Senate, fixing the salaries of certain officers; all of which I am directed to transmit forthwith to the House of Representatives.

The President and members of the Senate attended in the Representative Hall.

The Governor elect was introduced by the joint committee, attended by the State House officers and many distinguished visitors and citizens, when he addressed the General Assembly and took the oath prescribed by the Constitution of the State; which address reads as follows :

INAUGURAL ADDRESS.

Senators and Representatives :

I am here, in obedience to the behest of the People of Georgia, to assume the duties and responsibilities, imposed by the Constitution and laws of the State, upon their Chief Magistrate. Many of you have, in the past, witnessed like scenes, when some worthy son of the ancient Commonwealth was inaugurated to the same position, provided with abundant resources, garnered in successive years of prosperity, and charged by their skillful use, to maintain her prestige and her honor, and to press forward her illimitable progress to still higher achievements in civilization. Then, she was not inaptly styled the EMPIRE State of the South. This significant epithet, *accorded*, not *arrogated*, implied the possession, in large measure, of the elements and attributes that combine to produce greatness in a State. If extent of territory, salubrity of climate, fecundity of

soil, mineral wealth, manufacturing facilities, and a rapidly increasing, virtuous, intelligent and enterprising population vigorously improving these physical advantages, be reliable indicia, Georgia did no violence to truth in modestly accepting the distinction.

But war—the reproach of christain civilization—the despoiler of the noblest monuments of human progress, has swept over her mountains and her plains, desolated her cities and her fields. wasted her accumulated wealth, destroyed the labor system whence it sprung, immolated thousands of her strong men and her brave youths, draped in mourning her matrons and her maidens, and caused the crest she erst wore so proudly, to droop in temporary despondency. All honor to her heroic dead, and sympathy immeasurable for the gentler sex, who bedew their memories with the tears of affection.

These depressing reflections are indulged in no spirit of reproach or repining. Such mischievous pastime can heal no wounds—repair no injuries. I sketch Georgia as she was, and as she is; because, from her abject present, her glorious past must be reproduced and excelled in the future. This day, the mighty work of re-production begins. Its inception, so far as depends upon governmental agency, is devolved upon us; and it were well that we look the herculean task steadily in the face.

I advert to the desolation that now broods over our beloved State, for the further purpose of impressing upon a suffering and expectant constituency the peculiar embarrassments that beset the services they demand of us. Whilst they hope yet again to see “the wilderness and the solitary place made glad for them, and the desert rejoice and blossom as the rose,” let them remember that all this is the work of time. Let them bear in mind, moreover, that whilst it is the duty of Government to protect and foster individual enterprise, *that* is itself the great reproductive agent which must lay under contribution, for the general weal, the forest and the axe, the soil and the plough, the mine and the forge, the water-fall and the loom, the locomotive that annihilates space, and the steam that hisses at the burthens with which men seem to task its latent power.

Then, Senators and Representatives, fully appreciating the difficulties that encompass us, modestly estimating our ability to surmount them, relying upon the patient indulgence and just judgment of a magnanimous constituency; and, above all, trusting to a favoring Providence, let us earnestly address ourselves to the work before us, unappalled by its magnitude.

In the brief survey appropriate to this occasion, of the field of operation upon which we are entering, we are led to consider, *first*, our Federal relations, and *secondly*, our

home interests. The Constitution of the United States defines the former, and the Constitution of the State of Georgia indicates our duty concerning the latter. In these two great charters of liberty, there is no inherent cause of conflict. As, according to Republican theory, all government is but popular agency; so these instruments construed together, present to the mind of the enquirer, a clear, satisfactory division between the governments they severally institute, of all the powers necessary to the public exigencies: Yet we are admonished by history, written in blood, that conflict has arisen in the past. Originating, partly, in the too eager advocacy of abstract theories—partly in sectional jealousies and antagonisms, and enlisting the evil passions of humanity, it waxed fiercer and fiercer as it progressed, in a series of years and culminated in the attempted separation of some of the American States from the remainder. Memories of common sufferings, and common triumphs, and anticipations of an exalted destiny, within the reach of a united, but unattainable by a divided people, alike lost their power over men's minds. The desire for triumph in the strife thus engendered on both sides, speciously assumed the guise of patriotism and inspired men using a common shibboleth with mutual aversion. Five years since, reason abandoned, and the sword assumed the arbitrament. We open not that record of violence; would that we could stamp it with the seal of oblivion. Now, the wager of battle is over, and the award is against us, as parties to the issue. Our whole people have risen up and accepted it as by the will of one man.

What valor failed to achieve, wisdom has promptly renounced; and truth herself has set her signet to the attestation of the deed.

In the recent remodeling of their Constitution, the People of Georgia have acknowledged the Constitution, constitutional laws, and treaties of the United States, as their *Supreme law*. This means something more than a yielding of the contest, or an overture for restoration. It implies fidelity to the supreme law in all future legislative, executive, and judicial action, and in all future movements of the People en masse. It implies a recognition of duty to, and interest in, the whole country, as well as to, and in the State of Georgia. It is of course predicated upon a reciprocal obligation on the part of those to whom this pledge is renewed. The institution of slavery—the fruitful source of discord in the past, has been effectually eradicated from our social and political systems. It can never again disturb the harmony of our national deliberations, without which, the Federal Union must be a curse instead of a blessing. If the whole People, repressing all promptings of sectional feeling, and interest, will faithfully observe, and obey the

Federal Constitution, coming events may lift the veil which now covers recent demonstrations of Providence, and disclose to their rectified vision, in striking contrast, ruin caused by human folly, and renovation wrought by Divine wisdom. After weeping that has endured through a long night of civil strife, joy may come in the morning of reunion.

Let not our people yield to discouragement, in view of the tardy progress of reconstruction, or of the suspicion and distrust, so palpably manifested towards them. Sustained by conscious rectitude, let them maintain, with calm and resolute dignity, the position they have taken, and await the result. A tempest of unsurpassed fury has swept over the land. The elements do not subside into their normal quiet, instantaneously with the lull of the wind, the sleep of the lightning, and the hush of the thunder. The smoke of an hundred battles does not vanish in a moment. But the atmosphere will clear ere long; those who can not now see how men who recently fought with such desperation against the United States, can so soon become its leal citizens, will then look at us through a rectified medium. It will occur to them that valor and truth are twin sisters, born of magnanimity, whose womb never did nor ever will conceive treachery. They will then remember, and appreciate the historical fact, that the States now returning never confederated against the United States, until each for herself had, in open day, and in hearing of all mankind, declared herself separated from that power. And although they will still hold that act wrong in principle and void in fact, they will find in it no taint of duplicity. They will look in vain through all the sanguinary traces of war, for the trail of the serpent. In due time, consistency will command confidence, and sincerity, like the diamond of the first water, will assuredly win its own recognition. Then, our too suspicious judges will marvel less at our approved fealty, than at their own tardiness in discerning it.

Be the process of restoration long or short, when consummated, our attitude will and must be that of strict fidelity to the Union, of equality with our associates, and of dignity sustained by an inner sense of unviolated integrity.

Turning our attention to subjects of State administration, appertaining more directly to the service upon which we are entering, the mind involuntarily pauses upon the changed relation between the Caucasian and African races inhabiting Georgia. How to secure the latter, in the positive enjoyment of the freedom with which they have been suddenly invested, with the least possible detriment to both, is a problem full of perplexity—tasking all the energies of astute, upright intellect. It is believed that the victors in

the war, out of which the change has been wrought, and who took the initiative of the process, have realized, in full force, its intrinsic difficulties. Its solution has been already partially, and ere long will possibly be fully devolved upon the States more immediately interested, and better qualified for the work, by reason of that greater familiarity with the characteristic traits of the negro, and with the employments in which he has been trained, and to which his steady adherence should be encouraged. The transition from slavery to freedom of a large class, is not a novel one in American history. In several of the States it has been effected without exterior intervention, by a process so gradual that no shock has been felt in the labor system—no frenzied impulse imparted to the liberated class. Upon us, it has come like the sudden upheaving, the terrific trembling, and the destructive engulfing of the earthquake, in volcanic localities. But however effected, and by whatever embarrassments encumbered, the fact is accomplished—unalterably fixed. The realization that it is so, is the first step towards the adjustment of a new system, and that, I am persuaded, is, in its vast magnitude, its tremendous consequences, clearly impressed upon the Southern mind.

Any reference in detail to the action demanded by the crisis, would be inappropriate to this occasion, and is rendered unnecessary by the prudent forecast of the Convention recently held, entrusting to five gentlemen, equally distinguished for ability, experience and benevolence, the work of preparing and digesting, for your consideration, a system or code of laws, adapted to the exigencies of the new situation. In it you may find valuable aid, and I commend it to your serious consideration.

At this time I propose only a reference to prominent points, demanding attention, and general principles which should govern our action.

And first, I present to you a well merited plea in behalf of the emancipated African.

Hitherto the faithful bondsman of the race, from whose personal dominion he has just been disenthralled, but upon whose benignity and justice he still depends for protection and advancement, he stands before you an object of peculiar interest. Happy in the past bondage, which lightly taxed his physical energies, abundantly supplied his wants, as well in infancy and old age as in vigorous manhood—as well in sickness as in health—and which leaves him at its close, immeasurably elevated above the cotemporary native of Africa, descended from the same ancestry, he looks anxiously to his future, and feels that it is still immeasurably in the hands of the late proprietary race.

It is undeniably true that during all the years of his en-

slavement, he has been marvelously quiet, profoundly content with his condition. And what shall be said of his deportment during the last half decade of sad memories? Whilst your strong men were in the tented field, far away from unprotected wives and children, he cultivated their lands, tended their households, and rendered all servile observances, as when surrounded by the usual controlling agencies. And since the fiat of emancipation, which he neither forced, nor implored, although sometimes unsettled in his purposes, and inconstant in his service by contract, (the natural results of a transition so sudden and so thorough) I take you all to witness, that, in the main, his conduct has been praiseworthy, beyond all rational expectation. Tell me not of instances of insubordination as a slave, and of indecorum as a freedman, that have transpired in certain localities, or characterised particular individuals. These are exceptional cases; the general rule being quite otherwise. Do our own race render unvarying obedience to the mandates of Law? Are our own offspring, through the years of minority, always subordinate to parental authority? Shall then the less cultivated African be held to a stricter accountability or be judged by a higher standard of moral rectitude?

Tell me not the race is ungrateful. The assertion is against the truth of tradition and experience. I here declare that in my judgment, their fidelity in the past, and their decorum under the distracting influences of the present, are without a parallel in history, and establish for them a strong claim upon our favoring patronage. As the governing class, individually and collectively, we owe them unbounded kindness, thorough protection, incentives, by moral suasion, by appeals to their interest, and by just legal restraint, to do right, that they may do well. Their rights of person and property should be made perfectly secure, so secure that they may realize their freedom, and its benefits, and of it, they should be encouraged and stimulated to make benefit. To this end the Courts must be opened to them, and they must be allowed in the operation and defence therein, of their rights, in civil and criminal cases, the testimony of their own race. As essential to their well being they should be guarded on the one hand against the crafty machinations of the designing, and on the other, against the fatal delusion of social and political equality.

If there are any pseudo philanthropists who are inclined to infuse into their minds this unfriendly delusion, or to preach to us the duty of entering upon this levelling process, let them open their mission by pointing to examples. Assuredly, there is not one to be found beneath the broad expanse of our Constitution.

The necessity of subordination and dependence should be

riveted on their convictions. Such degree of legal restraint as may be requisite to this end, is enforced upon us by a sudden change of relation, originated neither by them nor by us ; and, happily for all parties, it need not conflict with the unvarying observance of the law of kindness, which facilitates intercourse between equals, and causes the inferior to recognize in his superior a benefactor. No less able than formerly to fill their accustomed departments of labor, they should be made to realize that this is not only compatible with, but an indispensable condition of their altered status. If won to the practice of honesty, sobriety and industry, they will be, for us, the best laboring class, and we, to them, the best employers the world can furnish, because of the thorough acquaintance between the classes.

I speak with reference to the present, and the near future. Were it now divulged that, in the changes to be evolved by time, they are destined to attain such advancement that, in their daily intercourse, they shall look in the face no superior, all philosophy, other than Utopian—certainly all American philosophy, as illustrated by practice—would anticipate for them an antecedent translation to other climes. Were I so presumptuous as to predict for them such a change, both of condition and local habitation, all Southern American voices would unite in one loud acclaim "*so mote it be.*" But our duty is with the present; and encompassed as it is with difficulties, I say to you, *courage*, Senators and Representatives ; resolutely, and earnestly essay to surmount them all. God is merciful ! God is mighty ! God in his abounding mercy, and in the plenitude of his might, so dispose our fortunes and theirs, that each class shall be to the other, a blessing, not a curse.

The public property and State Institutions have suffered much from the positive ravages, and the indirect injuries of war. The Penitentiary edifice, although not entirely destroyed, has been so far consumed by fire as to render it both insecure, and insufficient for the purposes of its erection.

The Western and Atlantic Rail Road has been restored to the State authorities in a dilapidated condition ; its track and bridges, hastily and insufficiently repaired for temporary use—many of the buildings, appurtenant to it, and essential to its successful operation destroyed, and the rolling stock reduced far below the exigencies of the service.

The sources of supply to the educational interests, fostered by the State have been dried up, and new fountains must be opened to nourish them. The University hitherto the nursery of statesmen, jurists, educators, and ministers of religion, founded and endowed by our forefathers, and recognized by the Convention recently assembled in this

Hall as the foster child of the State, has been of necessity closed during the war.

Although bereft of former immediate resources, without fault on their part, the Trustees, relying on the strength of their claim upon the State, recognized by the Convention as the basis of the constitutional obligation superadded by them, have determined to re-open the institution in January next.

The Asylums for the lunatic, the blind and the deaf and dumb, those most beneficent charities, are languishing for lack of means.

The emancipation of slaves heretofore constituting a large item of property, the unquestionable failure of the Banks, (with few exceptions,) from causes beyond their control; the utter worthlessness, or great depreciation of many public, corporate and private securities, and various other losses, have materially diminished the subjects of taxation.

Even moderate taxation will be felt burthensome by our impoverished people. But I doubt not they will cheerfully bear any imposition necessary to maintain great public interests, and avoid further suspension of valuable institutions and noble charities.

The indebtedness of the State is comparatively very small; she has investments far exceeding in value its entire amount, and her other resources though greatly diminished, are still large. Her circumstances enjoin upon her rulers a strict and wise economy, which is always a public virtue, but justify no feeling of despondency. There need be no paralysis of the body politic, no shrinking from the maintenance of great public charities and educational processes hitherto fostered.

The demoralizing influences of war upon a considerable portion of our population are easily discernable by the intelligent observer, resulting chiefly from the too great relaxation of legal restraint. There is, however, a large leaven of virtue and intelligence, whose silently redeeming influence will materially aid the re-establishment of law and order.

Peace restored—the machinery of government once more put in operation—public and private enterprise aroused from their long slumber—educational institutions reopened—our sacred temples and our altars with their holy ministrations frequented as of yore, and the blessing of Almighty God overspreading and vivifying all earnest effort, Georgia will illustrate the teachings of adversity by speedily achieving an enlarged prosperity.

Senators and Representatives, I tremble in view of the part assigned me in this work of renovation, and but for a steadfast reliance upon the source of all wisdom and all power, I would this moment relinquish the attempt. I

can promise you, and through you our noble people, naught but entire devotion to the public interest, and faithful effort to perform the high obligation I am about to assume. In your appointed co-operation, I find a stay for my own weakness. The fundamental law makes us co-laborers, and let us understand, in the beginning, that mutual distrust, producing discordant counsels, will assuredly render nugatory our whole service, and disappoint the just expectations of a confiding people. Perfect agreement in the two departments, entire coincidence of opinion is not to be hoped. Toleration of difference on particular points will promote general harmony and co-operation. Intolerance will be the forerunner of misrule. In this view of our relations I tender you, in advance, my confidence. I invoke yours in return, and anticipating a cordial reciprocity, I have only to add **GOD HELP US ALL.**

I am ready to take the oath of office.

The Governor, attended by the Committee, having withdrawn, the President and members of the Senate repaired to their chamber.

On motion of Mr. Johnston of Pierce the House adjourned until 10 o'clock to-morrow morning.

FRIDAY, DECEMBER 15TH, 1865.

10 O'CLOCK, A. M.

The House met pursuant to adjournment.

On motion of Mr. McWhorter of Greene, the House took up the amendment of the Senate to the House Resolution in relation to adjournment, and concurred in the same.

Mr. Ridley, of Troup, offered the following Resolution:

Resolved, That when the Committee appointed by the Convention, (to prepare and report to the Governor, at their earliest practicable day, a Code of laws to carry into effect the 5th paragraph of the 3rd section, of the 2nd article of the 3rd clause of the 2nd section of the 4th article of the Constitution, relative to Freedmen,) shall report, his Excellency the Governor be requested to have printed for the use of this House, 500 copies of said Report.

Also, 1000 copies of the Inaugural Address of the Governor.

Mr. McComb moved to amend said Resolution by adding, "and that said Address be spread upon the Journal," which was agreed to.

Mr. Stewart, of Spalding, moved to amend, by authorizing the State Printer to send two copies of the Freedmen's Code to each member of this House, which was agreed to, and the Resolution as amended was agreed to.

The following message was received from the Senate through Mr. Weems, their Secretary:

Mr. Speaker:—The Senate has passed the following bills, to-wit:

A bill to be entitled an act to amend and add to the 3,985th section of the Code of Georgia.

A bill to be entitled an act to repeal so much of an act as authorizes the extension of the charter of the Union Bank, approved February 13th, 1854.

A bill to be entitled an act to permit certain persons to build stock-gaps on the Western & Atlantic Rail Road.

A bill to be entitled an act to rest the granting of license to retail spirituous liquors, in the Commissioners of the town of Louisville; to authorize said Commissioners to impose a tax on Showmen, and itinerant peddlers, and for other purposes.

Mr. Barnes, chairman of the Committee on Banks, submitted the following Report:

Mr. Speaker:—The Committee on Banks, to which was referred a bill to be entitled an act to repeal so much of the act of the General Assembly of the State of Georgia, as authorized the extension of the charter of the Union Bank, approved on the 13th of February, 1854, have had the same under consideration, and have directed me to report it back with a recommendation that it do pass.

GEO. T. BARNES, Chm'n.

The House took up the report of the Committee on the bill to be entitled an act to alter and amend an act to incorporate the City of Americus, and to alter and amend an act to incorporate the town of Americus, in the county of Sumter, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill in reference to the extension of the charter of the Union Bank, was laid on the table for the present.

Mr. Phillips of Habersham offered a resolution requesting the Governor to appoint a committee to examine into the condition of the banks, &c.

Mr. Phillips moved a suspension of the rule to take up said Resolution, which motion was lost.

The House took up the amendment of the Senate to the House resolution authorizing the Treasurer to make certain advances, and concurred in the same.

The House took up the report of the committee on the bill to be entitled an act to change the place of holding the Justices' Court in the 97th District of Washington County.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to repeal all laws of this State prescribing penalties for carrying concealed weapons; the report of the committee was agreed to, which was adverse to the bill, and the same was lost.

The House took up the report of the committee on the bill to be entitled an act to amend the 3984th and 3985th sections of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend and alter section 4564, of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate through Mr. Weems, their Secretary:

Mr. Speaker:—The Senate has passed the bill of the House of Representatives to authorize an advance of payment to the Public Printer of the present session of the Legislature.

Also, a bill of the House to change the place of holding the Court of Ordinary of Bartow County, until a Court House is built, with an amendment, to which they ask the concurrence of the House of Representatives.

The Senate has also concurred in the Resolution of the House of Representatives, instructing the Inferior Courts to report destitute widows, orphans, and disabled soldiers, and for other purposes.

The following message was received from his Excellency Charles J. Jenkins:

Mr. Speaker:—I am directed by his Excellency to deliver to the House of Representatives a communication in writing.

On motion the message from his Excellency the Governor was taken up and read, and is as follows:

EXECUTIVE DEPARTMENT, }
MILLEDGEVILLE, GA., }
December 15th, 1865. }

To the General Assembly:

I respectfully suggest to you, the importance of passing, before your contemplated recess, an act providing for the

admission of testimony of free persons of color, into the Courts of the State, with such limitations as your wisdom may devise.

Convinced, as I am, that such a measure is not only right in itself, but necessary to the full restoration of civil authority in Georgia, I earnestly request your early consideration of the subject.

Many of our citizens, now charged with crime or misdemeanor, will probably be remitted to the civil tribunals for trial, if such an act be passed, who will otherwise be tried by military Courts.

Without intending to insinuate aught against the latter, I may remark, that trial by the former, is more in accordance with the genius of our institutions, and the experience of our people.

Respectfully, &c.,

CHARLES J. JENKINS.

Mr. Moses, Chairman of Judiciary Committee, made the following report:

Mr. Speaker:—The Judiciary Committee have had the following bills under consideration, and submit their report as follows:

A bill to be entitled an act to alter and amend section 4564 of Code of Georgia, recommend that the bill do pass.

Also, a bill to be entitled an act to carry into effect a portion of the third paragraph of the first section, of the fourth article of the Constitution of the State of Georgia, and to provide the mode of carrying cases from the city Courts of the cities of Savannah and Augusta, and such other like Courts as may hereafter be established, and for other purposes, recommend this bill do pass.

Also, a bill to be entitled an act to amend 4321st section of the Code of Georgia, recommend this bill do pass.

Also, a bill to be entitled an act to amend the 3984th and 3985th sections of the Code of Georgia, recommend this bill do pass.

Also, a bill to be entitled an act to repeal all laws of this State prescribing penalties for carrying concealed weapons. The Committee recommend that the bill do not pass.

Also, a bill to be entitled an act to enable the County Treasurers of the several counties in the State of Georgia, to raise a fund sufficient to discharge the indebtedness of the several Counties, and for other purposes.

The Committee recommend this bill do pass with the following amendments: "Strike out the words County Treasurers" in the caption of the bill, and insert the words "Inferior Court," and strike out the word "Ordinary" whenever it occurs in the body of the bill, and insert the words

"Inferior Courts," and that it be further amended by adding the following section :

Be it enacted, &c., That no part of the existing indebtedness shall be paid except on the recommendation of the Grand Jury.

R. J. MOSES, Chairman.

Also, a bill to be entitled an act to fix the times of holding the Supreme Court of this State. The Committee report a substitute for the original bill, and recommend its passage.

R. J. MOSES, Chm'n.

*Mr. Speaker :—*The Judiciary Committee have had the following bills under consideration, and report as follows:

A bill to be entitled an act to repeal all laws heretofore passed by the General Assembly of the State of Georgia, prohibiting the distillation of corn, wheat, potatoes, rye, peas, &c., into spirituous liquors. Recommend that this bill do pass.

Also, a bill to be entitled an act to amend the 3188th and 3189th sections of the Code of Georgia, so as to authorize attachment to issue in all cases sounding in damages, and for other purposes. The Committee report a substitute for the original bill, and recommend it do pass.

Also, A bill to be entitled an act to amend the 501st and 1377th sections of the Code of Georgia, regulating the laws granting license for selling and retailing spirituous liquors. The Committee report a substitute for the original bill, and recommend its passage.

R. J. MOSES, Chm'n.

The Committee on the Judiciary, to whom was referred a bill of the Senate to be entitled an act to open the Courts of this State to Freedmen, and to regulate their testimony in the same, have had the same under consideration, and have directed me to report back in lieu of the same, a House bill, entitled an act to make free persons of color competent witnesses in the Courts of this State, in certain cases therein mentioned, and to authorize the making and declare the force of affidavits by them in certain cases, with the following amendment :

Be it further enacted, That in all such cases where either party is a white person, whether plaintiff or defendant, he shall be permitted to be sworn and make his own statement of the transaction, if he desires to do so. The weight to be given to such statement shall be entirely in the discretion of the Court or Jury before whom the case may be tried.

Which amendment was withdrawn in open session, and the report submitted without said amendment; which they respectfully submit to the House for its consideration.

R. J. MOSES.

The House took up the Report of the Committee on the bill to carry into effect a portion of the 3rd paragraph of the 1st section of the 4th article of the Constitution of the State of Georgia, and to provide the mode of carrying cases from the city Courts of the cities of Savannah and Augusta, and such other like Courts as may hereafter be established, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to fix the time for holding the Supreme Court of this State, for which the Committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The House took up the Senate amendment to the bill to change the place of holding the Court of Ordinary of Bartow County, until a Court House is built, and concurred in the same.

The House took up the report of the Committee on the bill to be entitled an act to amend section 4321 of the Code of Georgia.

The House took up the report of the Committee on the Senate bill to be entitled an act to open the Courts of this State to Freedmen, and to regulate their testimony in the same, for which the Committee had reported a substitute.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to be entitled an act to enable the Treasurers of the several counties of this State, to raise a fund to pay off the indebtedness of the several counties, and for other purposes.

The report of the Committee was agreed to, the bill was read the third time and passed.

On motion of Mr. Cabiness the Clerk was directed to inform the Senate that the House was now ready to receive them in their Hall, and proceed to the election of State House officers, and a State Printer.

The Senate attended in the Representative Hall, and the General Assembly proceeded with the election of a Secretary of State, the members voting *viva voce*, and on receiving and adding up the vote, it appeared that N. C. Barnett had received 70 votes, Benj. Beck, 5 votes, J. S. Boynton, 39 votes, W. T. Mapp, 42 votes, S. J. Smith, 36 votes, J. T. Irwin, 6 votes.

The Senators voting for Mr. N. C. Barnett, were Messrs. Barwick, O. P. Beall, Black, Bower, Casey, Crawford, Daley, Dickey, Freeman, Manson, McDaniel, Moore, Owens, Quillian, Redding, O. L. Smith.

Those voting for Mr. T. Mapp, were Messrs. Bedford, Fuller, J. A. W. Johnson, Kenan, Overstreet, Strickland, Strozier, Wilcox.

Those who voted for Mr. Beck, were Messrs. Butler, Gibson, Griffin, Gresham.

Those who voted for Mr. J. S. Boynton were Messrs. Boynton, Carter, McDaniel, Parris, Patterson, Russell, Simmons, C. H. Smith, Turner.

Those who voted for Mr. S. J. Smith, were Messrs. W. R. Bell, Brown, England, Ezzard, Gholston, J. F. Johnson, Thornton.

The members of the House of Representatives who voted for Mr. Barnett are Messrs.

Baker,	Hargett,	Rhodes,
Bennett,	Hicks,	Robinson of Laur'ns,
Brown, of Early,	Hinton,	Roundtree,
Brown, of Houston,	Howard of L'mpkn,	Rumph,
Bush,	Hudson,	Russell of Chatham,
Carter,	Johnson of Forsyth,	Russell of Muscogee
Dart,	Johnson of Wilcox,	Shaw,
Dixon, of Macon,	Jones, J B, of Burke,	Simms, of Newton,
Durham,	Jones, J J, of Burke,	Spear,
DuBose,	Mallard,	Stanfield,
Edge,	McCutchen,	Stanton,
Ellington,	McWhorter of Oglp,	Swearingen,
Evins,	Mizell,	Watkins,
Ford,	Morell,	Weaver,
Frazer,	Morris of M'tgm'y,	Williams of Bryan,
French,	Morris of Franklin,	Williams of Bull'ch,
Gross,	Pottle,	Wilkinson.
Hand,	Quillian,	
Harrison,	Reese,	

Those voting for Mr. Smith, are Messrs.

Adams,	Gunnels,	Pickett,
Asbury,	Hollis,	Ridley,
Boyd,	Howard of Bartow,	Robison,
Burch,	Hockenhull,	Shepard,
Candler,	Humphreys,	Simms, of Bartow,
Dorsey,	Hughes, of Union,	Starr,
Fincannon,	McRae,	Tucker,
Gartrell,	Montgomery,	White,
Glenn,	Moses,	Woods, of Morgan.
Green,	Oates,	

Those who voted for Mr. Boynton, are Messrs.

Alexander,	Harlan,	Mitchell of Gwn'tt,
Baynes,	Holliday,	Peeples,
Benson,	Hodges,	Rodgers,
Brock,	Johnson of Henry,	Sale,
Byington,	Kirby,	Scandrett,
Cabiness,	Mattox,	Stallings,
Cloud,	Martin,	Stewart,
Dickson, of Walker,	McDowell of Pike,	Wilburn,
Dodson,	McQueen,	Wamble,
Frost,	Mitchell of Thomas,	Mr. Speaker.

Mr. McCullough voted for Mr. Beck.

Those who voted for Mr. Irwin, are Messrs.

Barnes,	Snead,	Usry,
Robson,	Stapleton,	Wicker.

No person having a majority of the whole number of votes polled, the General Assembly proceeded with a second vote, the members voting *viva voce* as before, and on receiving, adding, and counting the vote, it appeared that Mr. N. C. Barnett had received 77 votes, Mr. Benj. Beck 3 votes, Mr. W. T. Mapp 38 votes, Mr. S. J. Smith, 34 votes, and Mr. J. T. Irwin, 3 votes, Mr. Boynton, 46 votes.

The Senators who voted for Mr. N. C. Barnett, are Messrs. Barwick, O. P. Beall, Bower, Brown, Casey, Crawford, Daley, Dickey, Freeman, Gresham, Manson, Moore, Owens, Quillian, Redding, O. L. Smith.

Those who voted for Mr. Boynton. were Messrs. Boynton, Brown, Butler, Carter, McDaniel, Parris, Patterson, Russell, Simmons, Strickland, Turner.

Those who voted for Mr. Mapp were Messrs. Bedford, Fuller, J. A. W. Johnson, Kenan, Overstreet, C. H. Smith, Strozier, Wilcox.

Those who voted for Mr. Smith, were Messrs. W. R. Bell, England, Ezzard, Gholston, Gibson, J. F. Johnson, Thornton.

For. Mr. Beck, Mr. Griffin.

The members of the House who voted for Mr. Barnett, are Messrs.

Asbury,	Brown of Houston,	Dixon of Macon,
Baker,	Bush,	Dorsey,
Bennett,	Carter,	Durham,
Boyd,	Colley,	DuBose,
Brown of Early,	Dart,	Edge,

Ellington,	McCutchen,	Shepard,
Evins,	McWhorter of Ogle,	Simms of Newton,
Ford,	Mizell,	Smith, of Hancock,
Frazier,	Morell,	Spear,
French,	Morris. of Mont-	Stapleton,
Gunnells,	gomery,	Stanfield,
Hand,	Morris of Franklin,	Stanton,
Hicks,	Moses,	Swearingen,
Hinton,	Pottle,	Umphrey,
Johnson of Forsyth,	Quillian,	Watkins,
Johnson of Wilcox,	Rhoades,	Weaver,
Jones, J. B., of	Robinson, of Lau-	White,
Burke,	rens,	Williams, of Bryan,
Jones, J. J., of	Roundtree,	Williams of Bal-
Burke,	Russell of Chat-	loch,
Mallard,	ham,	Wilkinson,
Mattox,	Shaw,	Woods, of Morgan.

Those who voted for Mr. Boynton, are Messrs.

Alexander,	Hargett,	Oates,
Baynes,	Holliday,	Peeples,
Benson,	Hodges,	Redwine,
Brock,	Johnson of Henry,	Rogers,
Byington,	Maddox,	Sale,
Cabiness,	Martin,	Scandrett,
Candler,	McDowell of Heard,	Stallings,
Cloud,	McDowell of Pike,	Stewart,
Dickson, of Walker,	McQueen,	Tench,
Dodson,	Mitchell of Thomas,	Wilburn,
Frost,	Mitchell of Gwin-	Wamble,
Hailan,	nett,	Mr. Speaker.

Those who voted for Mr. Mapp, were Messrs.

Atkinson,	Johnson of Pierce,	Sharp,
Byrd,	Kibbee,	Smith of Clinch,
Cook,	Lawson,	Sumner,
Dodds,	Lindsay,	Swann,
Dozier,	McComb,	Thomas,
Glenn,	McWhorter of	Vason,
Grogan,	Greene,	Wall,
Gross,	Moughon,	Willis,
Hall,	Ragsdale,	Williams of Dooly.
Harden,	Robinson, of Ap-	
Hill,	pling,	

Those who voted for Mr. Smith, are Messrs.

Adams,	Fincannon,	Harrison,
Barnes,	Gartrell,	Hollis,
Burch,	Green,	Howard of Bartow,

Howard of Lump-	McDougald,	Rumph,
kin,	McRae.	Simms, of Bartow,
Hockenhull,	Montgomery,	Snead,
Hudson,	Pickett,	Starr,
Humphreys,	Phillips,	Tucker,
Hughes of Union,	Ridley,	Woods of Floyd.
Kirby,	Robison,	

Those who voted for Mr. Beck, are Messrs.

Bragg, McCullough.

Those who voted for Mr. Irwin, are Messrs.

Robson, Usry, Wicker.

No person having received a majority of the whole number of votes polled, the General Assembly proceeded with a third vote, the members voting *viva voce*, as before, and on receiving and adding up the vote, it appears that Mr. N. C. Barnett had received 88 votes, Mr. S. J. Smith, 30 votes, Mr. W. T. Mapp, 30 votes, Mr. J. S. Boynton, 51 votes.

The Senators voting for Mr. Barnett, are Messrs. Barwick, O. P. Beall, Bower, Brown, Casey, Crawford, Daley, Dickey, Freeman, Griffin, Manson, Moore, Owens, Quillian, Redding, O. L. Smith, Strickland, Thornton.

Those who voted for Mr. Boynton, were Messrs. Boynton, Butler, Carter, Fuller, J. A. W. Johnson, McDaniel, Parris, Patterson, Russell, Simmons, Turner.

Those voting for Mr. Mapp, were Messrs. Bedford, Gresham, Kenan, Overstreet, C. H. Smith, Strozier, Wilcox.

Those who voted for Mr. Smith, were Messrs. W. R. Bell, Ezzard, England, Gholston, Gibson, J. F. Johnson.

The members of the House of Representatives, who voted for Mr. Barnett, are Messrs.

Asbury,	Ellington,	Jones, J. B., of
Baker,	Evins,	Burke,
Boyd,	Ford,	Jones, J. J., of
Brown of Early,	Frazer,	Burke,
Brown of Houston,	French,	Mallard,
Bush,	Gunnells,	Mattox,
Carter,	Hand,	Martin,
Colley,	Harrison,	McCullough,
Dart,	Hargett,	McCutchen,
Dixon of Macon,	Hicks,	McRae,
Dorsey,	Hinton,	McWhorter of Ogle-
Durham,	Hughes of Union,	thorpe,
DuBose,	Johnson of Forsyth,	Mizell,
Edge,	Johnson of Wilcox,	Morell,

Morris, of Mont- gomery,	Russell of Chat- ham,	Usry, Watkins,
Moses,	Shaw,	Weaver,
Pottle,	Shepard,	White,
Quillian,	Simms of Newton,	Williams of Bryan,
Reese,	Smith of Hancock,	Williams of Bul- loch,
Rhoades,	Spear,	Wilkinson,
Ridley,	Stanfield,	Woods of Morgan.
Robinson, of Lau- rens,	Stanton,	
Roundtree,	Swearingen,	
	Umphrey,	

Those who voted for Mr. Boynton, are Messrs.

Alexander,	Gross,	Phillips,
Baynes,	Harlan,	Redwine,
Benson,	Hill,	Robson,
Brock,	Holliday,	Rogers,
Byington,	Hodges,	Sale,
Cabiness,	Johnson of Henry,	Scandrett,
Candler,	Maddox,	Stallings,
Cloud,	McDowell, of Pike,	Starr,
Dickson, of Walk- er,	McQueen,	Stewart,
Dodson,	Mitchell of Thomas,	Tench,
Dozier,	Mitchell, of Gwin- nett,	Vason,
Frost,	Oates,	Wilburn,
Glenn,	Peeples,	Wamble,
		Mr. Speaker.

Those who voted for Mr. Mapp, are Messrs.

Atkinson,	Lawson,	Sharp,
Bragg,	Lindsay,	Smith of Clinch,
Cook,	McComb,	Sumner,
Dodds,	McWhorter of Greene,	Swann,
Grogan,	Moughon,	Wall,
Hall,	Ragsdale,	Willis,
Harden,	Robinson of Ap- pling,	Williams of Dooly.
Johnson of Pierce,		
Kibbee,		

Those who voted for Mr. Smith, were Messrs.

Adams,	Hockenhull,	Snead,
Barnes,	Hudson,	Thomas,
Burch,	Humphreys,	Tucker,
Fincannon,	Kirby,	Wicker,
Gartrell,	McDougald,	Woods of Floyd.
Green,	Montgomery,	
Hollis,	Pickett,	
Howard of Bartow,	Robison,	
Howard of Lump- kin,	Rumph,	
	Simms of Bartow,	

No person having received a majority of the whole number of votes polled, the General Assembly proceeded with a 4th vote, the members voting *viva voce* as before, and on receiving and adding up the vote, it appeared that N. C. Barnett had received 110 votes, Mr. J. S. Boynton, 85 votes, Mr. W. T. Mapp, 1 vote.

The Senators voting for Mr. Barnett, were Messrs. Barwick, O. P. Beall, W. R. Bell, Black, Bower, Brown, Casey, Crawford, Daley, Dickey, Ezzard, Griffin, Gresham, Kenan, Manson, Moore, Overstreet, Owens, Parris, Redding, O. L. Smith, Wilcox.

Those voting for Mr. Boynton, were Messrs. Boynton, Butler, Carter, England, Fuller, Gholston, Gibson, J. A. W. Johnson, J. F. Johnson, McDaniel, Patterson, Russell, Simmons, Strickland, Strozier, Thornton, Turner.

For Mr. Mapp, Mr. Bedford.

The members of the House of Representatives who voted for Mr. Barnett, are Messrs.

Adams,	Hargett,	Rhodes,
Asbury,	Hicks,	Robinson of Ap-
Baker,	Hinton,	pling,
Barnes,	Hudson,	Robinson of Lau-
Bennett,	Hughes of Union,	rens,
Benson,	Johnson of Forsyth,	Roundtree,
Boyd,	Johnson of Wilcox,	Rumph,
Bragg,	Jones, J. B., of	Russell of Chatham,
Brown of Early,	Burke,	Russell of Musco-
Brown of Houston,	Jones, J. J., of	gee,
Bush,	Burke,	Shaw,
Burch,	Mallard,	Shepard,
Colley,	Martin,	Smith of Hancock,
Carter,	McCullough,	Snead,
Dart,	McComb,	Spear,
Dixon of Macon,	McRae,	Stapleton,
Dorsey,	McWhorter of	Stanfield,
Durham,	Greene,	Stanton,
DuBose,	McWhorter of Ogle-	Swann,
Edge,	thorpe,	Swearingin,
Ellington,	Mizell,	Umphrey,
Evins,	Morell,	Usry,
Ford,	Morris of Franklin,	Watkins,
Frazer,	Morrow,	Weaver,
French,	Moses,	White,
Green,	Pickett,	Wicker,
Grogan,	Pottle,	Williams of Bryan,
Gross,	Quillian,	Williams of Bulloch,
Gunnells,	Ragsdale,	Williams of Dooly,
Hand,	Reese,	Wilkinson,
Harrison,		Woods of Morgan.

Those voting for Mr. Boynton are Messrs:

Alexander,	Howard of Lumpkin	Phillips,
Atkinson,	Hockenhull,-	Redwine,
Baynes,	Hodges,	Ridley,
Byrd,	Humphries,	Robison,
Byington,	Johnson of Henry,	Rogers,
Cabaniss,	Johnson of Pierce,	Sale,
Candler,	Kibbee,	Scandrett,
Cloud,	Kirby,	Sharpe,
Cook,	Lawson,	Simms of Bartow,
Dickson of Walker,	Maddox,	Stallings,
Dodson,	Mattox,	Starr,
Dodds,	McCutchen,	Stewart,
Dozier,	McDowell of Heard,	Sumner,
Fincannon,	McDowell of Pike,	Tench,
Frost,	McDougald,	Thomas,
Gartrell,	McQueen,	Tucker,
Glenn,	Mitchell of Thomas,	Vason,
Hall,	Mitchell of Gwin-	Wall,
Harden,	nett,	Wilburn,
Harlan,	Montgomery,	Willis,
Hill,	Moughon,	Woods,
Holliday,	Oates,	Wamble,
Howard of Bartow,	Peeples,	Mr. Speaker,

Mr. N. C. Barnett, having received a majority of the whole number of votes polled, was declared duly elected Secretary of State.

The General Assembly proceeded with the election of a Comptroller General, the members voting *viva voce*, and on receiving and adding up the vote, it appeared that Peterson Thweatt had received 91 votes, and J. T. Burns received 101 votes.

The Senators voting for Mr. Thweatt were Messrs:

O. P. Beall, Bedford, W. R. Bell, Bower, Carter, Casey, Crawford, Daley, Ezzard, Freeman, Griffin, Gresham, Manson, Moore, Overstreet, Owens, Quillian, O. L. Smith, Strickland, Thornton.

Those voting for Mr. Burns were Messrs:

Barwick, Black, Boynton, Brown, Butler, Dickey, England, Fuller, Gholston, Gibson, J. A. W. Johnson, J. F. Johnson, Kenan, McDaniel, Parris, Patterson, Redding, Russell, Simmons, Strozier, Turner, Wilcox.

The members of the House who voted for Mr. Thweatt are Messrs:

Adams,	Bennett,	Brown of Houston,
Asbury,	Boyd,	Burch,
Baker,	Bragg,	Carter,
Barnes,	Brown of Early,	Cloud,

Cook,	Jones, J. J., of	Russell of Chat-
Dart,	Millard,	ham,
Dixon of Macon,	McCullough,	Russell of Muscoo-
Dorsey,	McComb,	gee,
DuBose,	McDougald,	Scandrett,
Edge,	McQueen,	Smith of Clinch,
Ellington,	Mizell,	Smith of Hancock,
Ford,	Morell,	Stapleton,
Frazer,	Morris of Franklin,	Stanfield,
Green,	Morrow,	Stanton,
Gunnells,	Moses,	Sumner,
Hand,	Moughon,	Swearingen,
Harrison,	Phillips,	Usry,
Harlan,	Pottle,	Wall,
Hargett,	Powell,	Watkins,
Hinton,	Quillian,	White,
Hollis,	Reese,	Wicker,
Hockenhull,	Robinson of Ap-	Willis,
Hughes of Union,	pling,	Woods of Morgan,
Johnson of Forsyth,	Robinson of Lau-	Mr. Speaker.
Johnson of Wilcox,	rens,	
Jones, J. B., of	Rumph.	

Those voting for Mr. Burns are Messrs :

Alexander,	Holliday,	Montgomery,
Atkinson,	Howard of Bartow,	Oates,
Baynes,	Howard of Lump-	Peeples,
Benson,	kin,	Pickett,
Bush,	Hodges,	Redwine,
Byrd,	Hudson,	Rhodes,
Byington,	Humphreys,	Ridley,
Cabaniss,	Johnson of Henry,	Robison,
Candler,	Johnson of Pearce,	Rogers,
Colley,	Kibbee,	Sale,
Dickson of Walker,	Kirby,	Sharp,
Dodson,	Lawson,	Shaw,
Dodds,	Lindsay,	Shepard,
Dozier,	Maddox,	Simms of Bartow,
Durham,	Mattox,	Simms of Newton,
Evins,	Martin,	Snead,
Fincannon,	McDowell of Heard,	Spear,
French,	McDowell of Pike,	Stallings,
Frost,	McRae,	Starr,
Gartrell,	McWhorter of	Stewart,
Gleen,	Greene,	Swann,
Grogan,	McWhorter of	Tench,
Hall,	Oglethorpe,	Thomas,
Harden,	Mitchell of Thomas,	Tucker,
Hill,	Mitchell of Gwin-	
	nett,	

Vason, Williams of Dooly, Wamble.
 Wilburn, Wilkinson,
 Williams of Bryan, Woods of Floyd,

Mr. J. T. Burns, having received a majority of the whole number of votes polled, was declared duly elected Comptroller General.

The General Assembly proceeded to the election of a State Treasurer, the members voting *viva voce*, and on receiving and adding up the vote, it appeared that Mr. John Jones had received 163 votes, and Mr. Ramsey 5 votes.

The Senators voting for Mr. Jones were Messrs :

Barwick, O. P. Beall, Bedford, W. R. Bell, Black, Bower, Brown, Butler, Carter, Casey, Crawford, Daley, England, Ezzard, Freeman, Fuller, Gibson, Griffin, J. A. W. Johnson, J. F. Johnson, Manson, McDaniel, Moore, Overstreet, Owens, Patterson, Quillian, Redding, Russell, Simmons, C. H. Smith, O. L. Smith, Strickland, Thornton, Turner, Wilcox.

These voting for Mr. Ramsey were Messrs :

Boynton, Dickey, Gholston, Grasham, Kenan.

The members of the House of Representatives who voted for Mr. Jones are Messrs :

Adams,	Dorsey,	Hughes of Union,
Alexander,	Durham,	Johnson of Forsyth,
Asbury,	DuBose,	Johnson of Pearce,
Atkinson,	Edge,	Jones, J. B., of
Baker,	Evins,	Burke,
Barnes,	Frazer,	Jones, J. J., of
Baynes,	French,	Kibbee,
Bennett,	Frost,	Kirby,
Benson,	Gartrell,	Lawson,
Boyd,	Gleen,	Mattox,
Bragg,	Green,	Martin,
Brown of Early,	Grogan,	McCullough,
Brown of Houston,	Gunnells,	McCutchen,
Brock,	Hall,	McComb,
Bush,	Hand,	McDowell of Heard,
Burch,	Harrison,	McDowell of Pike,
Byrd,	Harlan,	McWhorter of
Candler,	Hargett,	McQueen,
Carter,	Hicks,	Mizell,
Cook,	Hill,	Morell,
Colley,	Hinton,	Morris of Montgom-
Dart,	Holliday,	ery,
Dickson of Walker,	Howard of Bartow,	Morrow,
Dixon of Macon,	Hodges,	Mitchell of Thomas,
Dodson,	Hudson,	Montgomery,
Dodds,	Humphreys,	Moses,

Moughon,	Sale,	Thomas,
Oates,	Scandrett,	Tucker,
Pickett,	Sharp,	Usry,
Phillips,	Shaw,	Wall,
Pottle,	Shepard,	Watkins,
Ragsdale,	Simms of Bartow,	Weaver,
Redwine,	Simms of Newton,	White.
Reese,	Smith of Clinch,	Wicker,
Rhoades,	Snead,	Willis,
Ridley,	Stallings,	Williams of Bryan,
Robinson of Lau-	Stapleton,	Williams of Bulloch,
rens,	Stanfield,	Williams of Dooly,
Robison,	Starr,	Wilkinson,
Rogers,	Stanton,	Woods of Floyd,
Roundtree,	Sumner,	Woods of Morgan,
Rumph,	Swann,	Mr. Speaker.
Russell of Chat-	Swearingen,	
ham,	Tench,	

Mr. John Jones, having received a majority of the whole number of votes polled, was declared duly elected **State Treasurer**.

The General Assembly proceeded with the election of a State Printer, the members voting *viva voce*, and on receiving and adding up the vote, it appeared that Mr. C. R. Hanleiter had received 57 votes, Mr. J. W. Burke 77, and Mr. S. N. Boughton 54 votes.

The Senators voting for Mr. J. W. Burke were Messrs :

O. P. Beall, Bedford, W. R. Beall, Black, Bower, Boynton, Crawford, Dickey, England, Ezzard, Gresham, J. A. W. Johnson, Manson, Quillian, Redding, Russell, Strozier, Thornton, Wilcox.

Those voting for Mr. Boughton were Messrs :

Barwick, Carter, Casey, Daley, Griffin, Kenan, Moore, Overstreet, Owens, Patterson, O. L. Smith, Strickland.

Those voting for Mr. Hanleiter were Messrs :

Brown, Butler, Fuller, Gholston, Gibson, J. F. Johnson, McDaniel, Parris, Simmons, Turner.

The members of the House who voted for Mr. Hanleiter are Messrs :

Alexander,	Cabaniss,	Frost,
Asbury,	Candler,	Gartrell,
Baker,	Cloud,	Grogan,
Bennett,	Dickson of Walker,	Hall,
Benson,	Dodds,	Harlan,
Brock,	Edge,	Hill,
Byrd,	Evins,	Humphreys,
Byington,	Frazer,	Johnson of Henry,

Kirby,	Ridley,	Tench,
Maddox,	Rogers,	Tucker,
Mattox,	Simms of Bartow,	Williams of Bul-
Martin,	Simms of Newton,	loch,
McDowell of Heard,	Smith of Clinch,	Williams of Dooly,
McDowell of Pike,	Spear,	Woods of Floyd,
Ragsdale,	Stallings,	Wamble.
Redwine,	Stapleton,	
Rhodes,	Stewart,	

Those voting for Mr. Burke were Messrs :

Boyd,	Hughes of Union,	Roundtree,
Burch,	Lindsay,	Russell of Musco-
Dixon of Macon,	McCutchen,	gee,
Dodson,	McDougald,	Sale,
Dorsey,	McRae,	Scandrett,
Dozier,	McWhorter of	Sharp,
Durham,	Oglethorpe,	Shaw,
Ellington,	Morrow,	Starr,
Fincannon,	Mitchell of Gwin-	Stanton,
Ford,	nett,	Swann,
Glenn,	Montgomery,	Umphrey,
Gunnells,	Moses,	Vason,
Harrison,	Moughon,	Wall,
Harden,	Oates,	Watkins,
Hargett,	Peeples,	Weaver,
Hinton,	Pickett,	White,
Holliday,	Phillips,	Wilburn,
Howard of Bartow,	Pottle,	Willis,
Howard of Lumpkin,	Quillian,	Wilkinson,
Hockenhull,	Reese,	Mr. Speaker.
Hudson,	Robison,	

Those voting in favor of Mr. Boughton were Messrs :

Adams,	Jones, J. J., of	Robson,
Barnes,	Burke,	Rumph.
Baynes,	Kibbee,	Russell of Chatham,
Bragg,	Lawson,	Shephard,
Brown of Early,	Mallard,	Smith of Hancock,
Brown of Houston,	McCullough,	Snead,
Bush,	McComb,	Stanfield,
Carter,	McWhorter of	Sumner,
Cook,	Greene,	Swearingin,
Colley,	McQueen,	Usry,
Dart,	Mizell,	Wicker,
DaBose,	Morell,	Woods of Morgan.
Green,	Mitchell of Thomas,	
Hicks,	Robison of Ap-	
Johnson of Pierce,	pling,	
Jones, J. B., of	Robison of Lau-	
Burke,	rens,	

No person having received a majority of the whole number of votes polled, the General Assembly proceeded with a second vote, the members voting *viva voce*, as before, and on receiving and adding up the votes, it appeared that Mr. J. R. Hanleiter had received 61 votes, Mr. J. W. Burke 90, and Mr. S. N. Boughton 38 votes.

The Senators voting for Mr. Burke were Messrs :

O. P. Beall, Bedford, W. R. Bell, Black, Brown, Boynton, Crawford, Dickey, Englard, Ezzard, Gresham, J. A. W. Johnson, Manson, Quillian, Redding, Russell, C. H. Smith, Strozier, Thornton, Wilcox.

Those voting for Mr. Hanleiter were Messrs :

Brown, Butler, Fuller, Gholston, Gibson, J. F. Johnson, McDaniel, Parris, Simmons, Strickland, Turner.

Those who voted for Mr. Boughton were Messrs :

Barwick, Carter, Casey, Daly, Griffin, Kenan, Moore, Overstreet, Owens, Patterson, O. L. Smith, Strickland.

The members of the House who voted for Mr. Hanleiter are Messrs :

Alexander,	Hall,	Rogers,
Asbury,	Harlan,	Simms of Newton,
Baker,	Hill,	Smith of Clinch,
Bennett,	Humphreys,	Spear,
Benson,	Johnson of Henry,	Stallings,
Brock,	Johnson of Pearce,	Stapleton,
Byington,	Kirby,	Stewart,
Cabaniss,	Maddox,	Swearingin,
Cloud,	Mattox,	Tench,
Dickson of Walker,	Martin,	Thomas,
Dodson,	McDowell of Heard,	Tucker,
Dodds,	McDowell of Pike,	Willis,
Edge,	Ragsdale,	Williams of Dooly,
Evins,	Redwine,	Woods of Floyd,
Frazer,	Rhodes,	Wamble.
Frost,	Ridley,	
Gartrell,	Robinson of Apple,	
Grogan,	pling,	

Those voting for Mr. Burke are Messrs :

Boyd,	Ford,	Hinton,
Brown of Houston,	Glenn,	Holliday,
Burch,	Green,	Hollis,
Dorsey,	Gunnells,	Howard of Bartow,
Dozier,	Hand,	Howard of Lump-
Durham,	Harrison,	kin,
Ellington,	Harden,	Hockenhull,
Fincannon,	Hargett,	Hudson,

Hughes of Union,	Moses,	Simms of Bartow,
Jones, J. B., of	Moughon,	Stanfield,
Burke,	Oates,	Starr,
Jones, J. J. of Burke,	Peeples,	Stanton,
Kibbee,	Pickett,	Umphrey,
Lindsay,	Phillips,	Vason,
McCatchen,	Pottle,	Wall,
McDougald,	Quillian,	Watkins,
McRae,	Reese,	Weaver,
McWhorter of	Robison,	White,
Greene,	Roundtree,	Wilburn,
McWhorter of	Russell of Musco-	Williams of Bryan,
Oglethorpe,	gee,	Williams of Bulloch,
Morell,	Sale,	Wilkinson,
Morrow,	Scandrett,	Mr. Speaker,
Mitchell of Gwin-	Sharp,	
nett,	Shaw,	
Montgomery,	Shepherd,	

Those voting for Mr. Boughton were Messrs :

DuBose,	Hicks,	Robson,
Adams,	Mallard,	Rumph,
Barnes,	McCullough,	Russell of Chat-
Bragg,	McComb,	ham,
Brown of Early,	McQueen,	Smith,
Bush,	Mizell,	Snead,
Candler,	Mitchell of Thomas,	Usry,
Cook,	Robinson of Lau-	Wicker,
Dart,	rens,	Woods of Morgan.

No person having received a majority of the whole number of votes polled, the General Assembly proceeded with a third vote, the members voting *viva voce*, as before, and on receiving and adding up the votes, it appeared that C. R. Hanleiter received 74 votes, and Mr. J. W. Burke 110 votes.

The Senators voting for Mr. Burke were Messrs :

Barwick, Bedford, W. R. Bell, Black, Bower, Boynton, Casey, Crawford, Dickey, England, Ezzard, Fuller, Griffin, Gresham, J. A. W. Johnson, Manson, Moore, Quillian, Redding, Russell, C. H. Smith, O. L. Smith, Strozier, Thornton, Wilcox.

Those voting for Mr. Hanleiter were Messrs :

Brown, Butler, Carter, Gholston, Gibson, J. F. Johnson, Kenan, McDaniel, Overstreet, Owens, Parris, Simmons Strickland, Turner.

For Mr. Boughton, Mr. Daley.

The members of the House who voted for Mr. Hanleiter were Messrs :

Asbury,	Atkinson,	Baker,
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Barnes,	Hall,	Rogers,
Bennett,	Harlan,	Simms of Newton,
Benson,	Hicks,	Smith of Clinch,
Brown of Early,	Hill,	Smith of Hancock,
Brock,	Johnson of Henry,	Snead,
Byington,	Johnson of Pearce,	Spear,
Cabaniss,	Kirby,	Stallings,
Candler,	Maddox,	Stapleton,
Cloud,	Mallard,	Stewart,
Dart,	Mattox,	Swearingin,
Dickson of Walker,	McComb,	Tench,
Dodds,	McDowell of Heard,	Thomas,
DuBose,	McDowell of Pike,	Tucker,
Edge,	Mizell,	Usry,
Evins,	Ragsdale,	Wicker,
Frazer,	Redwine,	Willis,
Frost,	Rhodes,	Woods of Floyd,
Gartrell,	Ridley,	Woods of Morgan,
Grogan,	Robinson of Aplng	Wamble.

Those voting for Mr. Burke were Messrs:

Adams,	Hudson,	Reese,
Alexander,	Humphreys,	Robinson of Lau-
Brown of Houston,	Hughes of Union,	rens,
Bush,	Jones, J. B., of	Robison,
Burch,	Burke,	Robson,
Carter,	Jones, J. J. of Burke,	Rouhdtree,
Cook,	Kibbee,	Rumph,
Colley,	Lawson,	Russell of Chatham,
Dixon of Macon,	Lindsay,	Russell of Musco-
Dodson,	Martin,	gee,
Dorsey,	McCullough,	Sale.
Dozier,	McCutchen,	Scandrett,
Durham,	McRae,	Sharp, .
Ellington,	McWhorter of	Shaw,
Fincannon,	Greene,	Shepard,
Ford,	McWhorter of	Jimms of Bartow,
French,	Oglethorpe,	Stanfield,
Glenn,	Morell,	Starr,
Green,	Morrow,	Stanton,
Gunnells,	Mitchell of Thomas,	Umphrey,
Hand,	Mitchell of Gwin-	Vason,
Harrison,	nett,	Wall,
Harden,	Montgomery,	Watkins,
Hargett,	Moses,	Weaver,
Hinton,	Moughon,	White,
Holliday,	Oates,	Wilburn,
Hollis,	Peeples,	Williams of Bryan,
Howard of Bartow,	Pickett,	Williams of Bulloch,
Howard of Lump-	Phillips.	Williams of Dooly,
kin,	Pottle,	Wilkinson,
Hockenhull,	Quillian,	Mr. Speaker.

Mr. J. W. Burke, having received a majority of the whole number of votes polled, was declared duly elected State Printer.

The Senate repaired to their Chamber, and on motion, the House took a recess until 4 o'clock, P. M.

4 O'CLOCK, P. M.

The House re-assembled.

The following bills were read the second time, and referred to the committee on the Judiciary, to-wit :

A bill to be entitled an act to prescribe the oath to be administered to voters for members of the General Assembly, Governor of the State, members of Congress, and county officers.

Also a bill to amend section 3452nd of the Code of Georgia.

Also a bill to make commissioners and overseers of roads in this State indictable for failing to discharge their duties.

Also a bill to appoint certain persons herein named trustees of the Knoxville Camp-ground, Crawford co., Ga., and to vest certain powers in them.

Also a bill to be entitled an act for the relief of Andrew J. Dougherty, of Marion co., to allow him to settle with the guardian of his wife as though he were of full age.

Also a bill to allow William Johnson, of the county of Haralson, to practice medicine, and sue and collect for the same.

Also a bill to repeal an act approved Dec. 12th, 1863, amendatory of the 2482 section of the revised Code of Georgia.

Also a bill to require defendants in promissory warrant cases to give bond and security in certain cases.

Also a bill for the relief of the Savannah Mutual Loan Association.

Also a bill to be entitled an act for the relief of debtors.

Also a bill to authorize persons who are unable to work to retail spirituous liquors, and to peddle without paying license, &c.

Also a bill in relation to Banks, Bank officers, and Stockholders in Banks, and to repeal the proviso in the 1445th section of the Code of Georgia, and to repeal the 3283rd, the 3284th, the 4324th, and the 4326th sections of the Code of Georgia.

Also a bill to repeal paragraph 1988 of article 3rd, sec. 2nd, of the revised Code.

Also a bill to regulate the rates of freight and travel over

the several Rail Roads of this State, and to punish for a violation thereof.

Also a bill to authorize James M. Hamilton, of the county of Dooly, to practice medicine.

Also a bill to require contracts for rents of real estate to be in writing.

Also a bill to add an additional section to article 3rd, chapter 2nd, title 3rd, of part 2nd, of the Code of Georgia.

Also a bill to reduce the number of the Justices of the Inferior Court, to enlarge its jurisdiction, and for other purposes.

Also a bill to suspend the operation of section 1528 of the Code of Georgia.

The following Message was received from the Senate, through Mr. Weems, their Secretary :

Mr. Speaker :—The Senate has passed the following bills, to-wit :

A bill to be entitled an act to incorporate the Chattahoochee Mining Company.

The Senate has also agreed to a Resolution providing for the continuance of all suits against Banks of this State, until after the final adjournment of the General Assembly.

The Senate has also concurred in the amendment of the House of Representatives to the bill of the Senate, to open the Courts of this State to Freedmen, and to regulate their testimony in the same.

Mr. Frost, from the Committee on Enrollment, reports as duly enrolled, and ready to be signed by the Speaker of the House and the President of the Senate, the following resolution, to-wit :

A resolution in reference to selling the debris of the Georgia Military Institute.

The Senate resolution continuing suits against the Banks, was taken up and concurred in.

The following bills were read the second time, and committed for a third reading, to-wit :

A bill to extend the corporate limits of the town of Forsyth, Monroe co., Ga., to increase the powers of the commissioners thereof, as to taxes, and the enforcement of fines and penalties.

Also a bill to authorize the Phoenix Loan and Building Association, and the Union Loan and Building Association, of Atlanta, Ga., to resume business, and carry on or close up said associations.

Also a bill to legalize the issue of bills and bonds of the Mayor and Council of the city of Atlanta.

Also a bill to alter and amend the act incorporating the city of Greensboro', approved March 5th, 1856.

Also a bill for the relief of the indigent families of deceased soldiers and disabled soldiers of Dooly county.

Also a bill to amend the road laws of this State, so far as relates to the county of Berrien.

Also a bill to fix the term of office of the Judges of the Supreme Court, and to increase their pay.

Also a bill to repeal an act to change the name of the county of Cass of this State.

Also a bill to consolidate the offices of Secretary of State and Surveyor General, and to require the duties of Surveyor General to be discharged by the Secretary of State, and to fix the salary of the same.

Also a bill to compensate Ordinaries and Clerks of the Superior Courts of this State for administering the amnesty oath.

Also a bill to amend an act incorporating the town of Quitman, Brooks county, and to confer additional powers upon the commissioners of said town, and to prescribe qualifications of officers and voters of said town, &c.

Also a bill for the relief of judgment debtors.

The bill to be entitled an act to establish the Southern Bank of America, was read the second time, and referred to the Committee on Banks.

The bill to appropriate money for the education of indigent orphans of deceased citizens, and the children between 10 and 18 years, of indigent citizens of this State, was read the second time and referred to the Committee on Public Education.

The bill for the relief of certain classes of freedmen was read the second time, and referred to the Committee on Freedmen's affairs.

Also a bill to prevent negroes, mulattoes, and other persons of African descent, from States, counties or territories, from settling or residing in this State.

Also a bill to allow freedmen to be contracted with, and provide penalties for the forfeiture of the same.

Mr. Ridley, of Troup, offered a resolution relative to rates of freight charged by Rail Roads, which was referred to the Committee on Agriculture.

The bill to alter the 2nd and 3rd Congressional Districts, so far as relates to the county of Schley, was read the second time, and referred to the committee on new counties and county lines.

The bill to alter the road laws of this State, and to amend the 585th 588th, 594th, 602nd, and 604th sections of the Code of Georgia, was read the second time, and referred to the Committee on Agriculture.

The following message was received from the Senate, through Mr. Weems, their Secretary:

Mr. Speaker:—The Senate has agreed to a resolution of

thanks to His Excellency, Andrew Johnson, President of the United States, to which they ask the concurrence of the House of Representatives.

The Senate has also agreed to a resolution of the House of Representatives in reference to the appointment of a joint committee to wait on His Excellency, the Governor, and to notify him that both branches of the General Assembly are now ready to adjourn, and have appointed on their part Messrs. Carter and Moore.

On motion, the resolution of thanks to the President was taken up and concurred in.

The bill for the relief of indigent disabled soldiers, and the widows and orphans of deceased soldiers, was read the second time, and referred to the Committee on Finance.

On motion, Messrs. Bennett, Hill and Willis were added to the committee on Judiciary.

Mr. Barnes, of Richmond, offered the following resolution, which was taken up, read and adopted :

Resolved, That a committee of three be appointed by the Chair, to unite with a committee of two on the part of the Senate, to wait upon the Governor, and inform him that both branches of the General Assembly are now ready to adjourn, and enquire if he has any further communication to make.

The committee appointed on the part of the House, are Messrs. Barnes, Peeples and Frazer.

Mr. Barnes, from the aforesaid committee, reported that the committee appointed to wait upon the Governor, &c., had performed that duty, and was informed by His Excellency, that he had no further communication to make.

On motion of Mr. McWhorter, of Greene, the House adjourned until the 15th day of January next, 12 o'clock, M.

MONDAY, JAN. 15TH, 1866.

The House of Representatives met in their Hall, at 12 o'clock, M., pursuant to adjournment.

Prayer by Rev. Mr. Flinn.

Upon calling the roll of members, it was found that a quorum was present, and they therefore proceeded to business.

The Hon. Oliver Winningham, member elect from the county of DeKalb, having presented his credentials, was duly sworn in and took his seat.

The Journal of the 15th day of December, 1865, was read and approved.

Upon motion of Mr. McWhorter, of Greene, the House then adjourned until to-morrow, twelve o'clock, M.

TUESDAY, JANUARY 16TH, 1866. }
12 o'clock, M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Stewart of Spalding offered a Resolution to add an additional section to the Standing Rules of the House, which, on motion, was taken up, read and adopted.

Mr. Adams of Clark, reported a bill to be entitled an act to amend the laws of this State, concerning interest on money.

Also, a bill to be entitled an act to amend the Law of Evidence.

Mr. Hardeman of Bibb, offered a Resolution instructing the Finance Committee to report a bill remitting certain taxes, &c.

Also, a Resolution requiring the Comptroller General to furnish certain information.

Mr. Glenn, of Whitfield, reported a bill to be entitled an act for the relief of certain persons therein mentioned.

Also, a bill to be entitled an act to incorporate the Dalton Medical College, and for other purposes therein mentioned.

Mr. Russell of Chatham reported a bill to be entitled an act to provide for the payment of the salaries of the Judges of the Supreme Court, Superior Courts, and the City Courts, during a portion of the years 1864 and 1865, and for other purposes.

The following message was received from the Senate by Mr. Weems, their Secretary, to-wit :

Mr. Speaker :—I am instructed by the Senate to inform the House of Representatives that it has agreed to a Resolution appointing a Committee, consisting of Messrs. Gresham, and Thornton, to join such Committee as may be appointed by the House of Representatives, to wait upon his Excellency the Governor, and notify him that both branches of the General Assembly have convened, and that a quorum of each branch being present, they are ready to receive any communication he may have to make.

On motion, said Resolution was taken up, read, and adopted.

The Committee on the part of the House are Messrs. McWhorter, of Greene, Hockenhull, and Rodgers.

Mr. Wamble, of Upson, reported a bill to be entitled an act to incorporate Oak Grove Academy, in Upson County, and appoint Trustees for the same, and for other purposes.

Mr. Glenn, of Whitfield, reported a bill to be entitled an act for the relief of certain persons who were *bona fide* soldiers of the late Confederate Army.

Mr. McClenden reported a bill to be entitled an act to appoint a Superintendent of Roads and Bridges, for the County of Wilkes.

Mr. Wamble, of Upson, reported a bill to change the County line between the Counties of Upson and Crawford, so as to include the residence and farm of Lenora Wortly, of the County of Crawford, in the County of Upson.

Mr. Stewart, of Spalding, reported a bill to be entitled an act to enlarge the rules of evidence in certain cases, in all Courts of Law and Equity in this State.

Mr. Hollis of Marion reported a bill to be entitled an act to legalize the acts of E. M. Jones, and E. W. Miller, temporary administrators on the estate of Henry Jones, late of Pike County, deceased.

Mr. Kibbee, of Pulaski, reported a bill to be entitled an act to increase the fees of the Ordinaries and Clerks of the Superior and Inferior Courts of this State.

Also, a bill to be entitled an act to authorize the Inferior

Court of Pulaski County to levy and collect an extra tax for the years 1866, 1867, and 1868, for the purpose of building a Court House and Jail in said County, upon the recommendation of the Grand Jury of said County.

Mr. Wilburn of Terrell reported a bill to be entitled an act to alter and amend an act to incorporate the town of Dawson.

Mr. McClenden reported a bill to be entitled an act for the relief of John S. Edmondson, of the County of Wilkes, and for other purposes.

Mr. Oates of Murray reported a bill to be entitled an act to incorporate the North Georgia Petroleum Oil and Mining Company, and for other purposes.

Mr. Peeples reported a bill to be entitled an act to punish Ordinaries, Clerks, and Deputies, for issuing marriage licenses in certain cases.

Also, a bill to be entitled an act to punish officers of this State for uniting in matrimony the white with the black race.

Also, a bill to punish Freedmen for living in adultery, and authorize their marriage.

Mr. Snead of Richmond reported a bill to be entitled an act to provide for the payment of teachers of poor schools for the year 1865.

Mr. Willburn of Terrell reported a bill to authorize the sale of the Exile Camp, in Terrell County, and for other purposes.

Mr. Peeples reported a bill to be entitled an act to fix the term of office of Sheriffs of this State, and to regulate the same.

Also, a Resolution to bring on the election of two United States' Senators.

Mr. Byington of Clayton offered a Resolution for the relief of soldiers' families, &c.

The Speaker announced the committee appointed under the Resolution authorizing the appointment of a committee to consider the propriety of abolishing the Penitentiary of the State, &c., as follows:

Hudson, Morris of Franklin, Willis, Green, and McComb.

Mr. McWhorter, from the Committee appointed to wait upon his Excellency the Governor, and inform him that both branches of the General Assembly have convened, and are now ready to receive any communication he may think proper to make, reported that the committee had

performed that duty, and was informed by his Excellency that he would communicate to the General Assembly in writing, in a few minutes.

The following Message was received from his Excellency the Governor, by Mr. Hunter, his Secretary, to-wit:

Mr. Speaker :—I am directed by the Governor to deliver to the House of Representatives a Message, with accompanying documents.

On motion the communication from the Governor was taken up and read, and is as follows:

GOVERNOR'S MESSAGE.

EXECUTIVE DEPARTMENT, }
MILLEDGEVILLE, 15TH JAN'Y, 1866. }

Senators and Representatives:

Accept my greeting, upon the resumption of your duties, after a brief recess. During that interval, supposed by some to be fraught with peril, although there have occurred, in different localities, shocking exhibitions of crime, we have witnessed no general or concerted disturbance of public tranquility. Doubtless this experience will awaken in all hearts renewed gratitude to, and trust in, an overruling Providence; and encourage persistent effort to recreate, from our recent chaotic condition, social order, and prosperous domestic economy.

Within a week after your adjournment, his Excellency, the President of the United States, was pleased to relieve of his trust his Excellency the late Provisional Governor, and to remit the government of the State of Georgia into the hands of the chosen agents of the people. This was certainly a cheering advance in his restorative policy, and illustrates both the kindness of his purposes, and the wisdom of your patient waiting and prudent action.

During nearly the whole period of your absence from the Capital, the Congress of the United States has likewise been in recess, and there have therefore been no decided demonstrations of the policy that will be pursued by that branch of the Federal Government. But enough has transpired to justify the expectation, that not many months will elapse before our people will be represented in the Halls of Congress. As surely as the laying of a foundation gives

promise of a superstructure, just so surely are we guaranteed an early restoration to all of our rights as members of the American Union.

In popular governments, the highest legislative function is that of framing or altering a written constitution. History furnishes no record of a people, not only permitted, but urgently invited, to participate in the exercise of this high function, actually exercising it, and then arbitrarily denied participation in the ordinary legislation springing out of it. An amendment of the Constitution of the United States has been proposed by the Congress, in the mode prescribed by that instrument, to the Legislatures of the several States, and its adoption depended upon the concurrence of the Legislatures of three fourths of those States. These bodies assumed, *seriatim*, as they came into session, to act upon it; those States which had never separated or attempted to separate themselves from the Union, and whose governments therefore had never suffered disorganization, acting first. A point was reached when a concurrence of the requisite number had not been attained, and possibly might not be. At this juncture, States, situated as was Georgia, were one after another getting again into an organized condition; and their Legislatures, upon their assemblage, were distinctly invited, by Federal authority, to take action upon this very important amendment. Most, if not all of them, among whom was Georgia, not only acted but gave their concurrence. A proclamation has gone forth, announcing formally, that the proposed amendment had been adopted by the Legislatures of three fourths of the States, the names of which are set forth. In this catalogue are embraced Georgia and several other States not recently represented in Congress, but now prepared and desirous to be so represented. Strike their names from the catalogue of the proclamation, and it would have no constitutional basis upon which to rest. If those States be not in the Union, the Federal theory upon which the war was waged is wrong—and they could not rightfully have voted on the adoption of the amendment. Yet their votes were distinctly solicited, have been counted, and have given it the desired sanction.

Shall it be said of a Confederate Republic, that certain States were in the Union for one purpose, and out of it for all others—that whilst invited to participate, and actually participating, in the making of fundamental law, they were incapable of participation in the most trivial act of ordinary legislation—that whilst they, with other States, ordained that certain things be done by the National Legislature, they can have neither part nor lot in the doing of them? Imagine the criticism upon republican government which such a state of things would evoke from mon-

archists of the old world. Let us not anticipate this result. It would be too great an outrage upon the excluded States—too disturbing to the self-respect of the actors—too damaging to free institutions—if not too high a crime against them, at least too conspicuous a blunder in the legislation of their chief exemplar. Such an idea may possibly possess the minds of a few persons, having peculiar intellectual and moral idiosyncracies, but surely, will never control the action of the Congress of the United States. Then let us not be so uncharitable as to harbor the suspicion. Being recognised Constitution-makers *for* the Union, we shall be, ere long, legislators *in* the Union. I have said thus much on the subject, because of the disquiet it produces in the public mind, which I would fain aid in allaying.

REPORT OF THE COMMISSION.

The Commission appointed by the Convention which met in October last, to prepare for your consideration a code or system of laws for the government and protection of persons recently emancipated from slavery, and for other purposes, have reported, and I transmit a copy of their report herewith. Without dwelling upon its provisions in detail, I take great pleasure in commending it, as a whole, to your most favorable consideration. It is just and liberal, as it should be, to the freedman. It is safe, as it should be, to the citizen. It extends no political rights to the former, but it gives ample security to his rights of person and of property. Like a great majority of the States which never admitted, or have long since abolished slavery, we are wholly averse to investing him with political rights and privileges. For that very reason, we are under the highest conceivable obligation to protect him in his rights of person and property, and to aid, by all just means, his advance in civilization. This aid we gave him, this advance we effected for him, whilst in slavery. Why should it be withheld now? Whilst we insist upon occupying, in relation to those persons, the position of the governing class, let us fully and fairly meet its responsibilities.

With the original report, I also transmit a copy of it with alterations suggested by the commissioners themselves, upon revision. I invoke for the product of their labors careful examination, divested of all lingering prejudices, engendered in a system which has passed from us forever. The commissioners have earned your gratitude, as well as the compensation suggested by the Convention, which it will be your pleasure to make.

THE WESTERN AND ATLANTIC RAIL ROAD.

This very valuable item of State property has, as you are well aware, suffered great detriment from the war. The government of the United States, upon taking posses-

sion of it, through the military authorities, made such repairs as were necessary to make it available for their own uses, but these were not of a permanent or substantial character. When delivered to the State authorities in September last, not only was the condition of the road itself bad, but there was an almost entire destitution of rolling stock, machine shops for repairs of locomotives and cars, material to be used in them, ordinary supplies, and fuel. The report of the Superintendent (which will be laid before you as soon as received) will inform you that he purchased of the articles above enumerated from the United States government, upon the terms stated, a very considerable quantity, the cost of which was little short of four hundred thousand dollars. Although this purchase involved the assumption of a large discretion, when it is considered that there was at the time no higher authority emanating from the people which could be consulted—that, without the property purchased, the road, so necessary to commerce and to the supply of the wants of the people, could not have been operated—that it could not have been purchased elsewhere on a credit, and therefore not at all—and that even in its dilapidated state, the road, in the short space of two months, yielded a nett income exceeding one half the amount of the purchases—the wisdom of the act will be fully exemplified.

But large as is this outlay, it falls far short of what must yet be expended to repair the damages, and put the road in a condition to meet the demands upon it in the transportation of passengers and freight. Several of the largest bridges were destroyed and must be rebuilt. Three of the temporary structures erected to supply their places, have been either swept away or greatly damaged by freshets during your recess, so that no trains can now run continuously between Atlanta and Chattanooga. Daily communication in both directions is indeed maintained, but at much trouble and expense, and with greatly diminished income. The night trains are now unavoidably dispensed with. I doubt not you will be admonished by this unfortunate result, of the necessity of making speedily such expenditure as will effectually prevent its recurrence.

The funds necessary to the object must be raised upon the credit of the State. So soon as I am furnished with an estimate of the probable cost, I will lay it before you for consideration. You will, I am persuaded, feel no hesitation in incurring such debt as may be necessary for the purpose, in view of the assurance furnished by its past operations, that the road will soon work out its own redemption, and then resume its suspended function of feeder to your treasury. Nothing now is needed to make it a source of immense revenue, than solid, permanent improvements, motive capacity corresponding to its position in connecting

lines of rail road, and skillful management. All this Georgia can supply, and will, without unnecessary delay, if true to herself.

The last mentioned condition of its success, skillful management, demands present consideration. Although I should derive from it incalculable personal relief, I cannot concur in the suggestion, that the management of this great public interest should be transferred to a Board of Commissioners, to be elected by the people, or by the General Assembly. In discharging the responsible duty of "giving you from time to time information of the state of the Republic, and of recommending to your consideration such measures as I may deem expedient," I shall yield neither to suggestions of morbid delicacy, nor to the fear of being reproached with lust of power. In discussing the relative merits of the present and the proposed schemes for the management of the road, both of which have been brought to the experimental test, the former finds abundant support in the fact, which I think will scarcely be contested, that the greatest success has been achieved under it. But I rest not the argument on this alone. With a Board of Commissioners, you will have divided responsibility, divided counsels, bickerings, criminations and recriminations, and the inevitable loss of respect for the immediately controlling authority. Be that authority vested in one, or in many, he or they exercising it must be so compensated that other avocations may be entirely abandoned, and the whole time given to the work. If there be several inadequately compensated, each will look to some other employment to supply his deficiency of income, and to his associates to supply his deficiency of attention to their joint trust, and thus a great interest will receive little faithful supervision. All cannot be adequately compensated for the yielding of their whole time, without incurring enormous expense. This, however, is the least substantial objection.

It will be conceded that capacity for the management of so vast a business can only be fully ascertained by trial. Whoever may be entrusted with it, or however appointed, should be subject to removal instantaneously that incapacity, or infidelity, was developed; and usually the powers of appointment and removal are placed together. The people, in the nature of things, could not exercise the removing power. The General Assembly are not in session one sixth of time, in an average of years, and when in recess, cannot convene of their own pleasure, and therefore are unfit depositories of the removing power. If this were separated from the appointing power and vested in the Executive, (supposed to be always in place,) difficulties still present themselves. First, there would be danger of an-

tagonisms arising between the Executive and the Legislative Departments, or between the former and the great body of the people, which would be unfortunate. Secondly, vacancies made should be speedily filled, but this could only be done by giving to the Governor the power of appointment for an interval longer or shorter, according to circumstances; and thus by a free exercise of the power of removal, he might at last draw to himself, in a good degree, that of appointment. This, too, would occasion jealousy and dissatisfaction. To my mind it seems abundantly clear, that system is the best, for such an enterprise, which most certainly fixes personal responsibility, and most effectually secures prompt removal, for incapacity, or faithlessness. This is attained by having all the responsibility of superintendence centered in one—and all the responsibility of his appointment and continuance in office, centered in another, himself immediately accountable to the people.

The qualifications for superintendence and management of such a work are by no means common, and cannot be secured without adequate compensation. Lack of qualification cannot be supplied by the mere multiplication of employees. Less than one half the aggregate salaries of five, and but little more than half the aggregate salaries of three commissioners, placed at the lowest rate that would command very moderate ability, would doubtless secure one Superintendent of high capacity. Hoping that the great importance of the subject will be regarded a sufficient reason for giving it so large a space in this communication, I leave it, with the respectful recommendation that very little, if any change be made in the present system, and that the salary of the Superintendent be increased to such extent, as, in your judgment, will secure the highest capacity for the position. I earnestly request early action upon the whole subject, that there may be no unnecessary delay in putting the road on the proper basis.

THE PENITENTIARY.

Public opinion seems to have been greatly divided upon the expediency of the Penitentiary system. The burning of several of the buildings appurtenant to that Institution, by the United States' forces in their progress through the State, has furnished its opponents with a favorable opportunity for attack.

The history of punitive justice in the United States, and in Great Britain, from which country our ideas of jurisprudence, civil and penal, have been mainly derived, clearly developes through a series of years, a perceptible recession from sanguinary and degrading punishments. For these have been substituted punishments of decided se-

verity, but redeemed by their connection with reformatory appliances. Chief among them is that of solitary confinement at hard labor, for a term apportioned to the character of the offence. This, which makes the Penitentiary system, has been generally adopted in the States of the Union, and seldom, if ever, abandoned after trial. Its introduction, always makes a very marked change of system, and I am inclined to think that the disappointment so often expressed in Georgia with its results, has been occasioned mainly by unreasonable expectations entertained in its inception. The wit of man can devise no scheme of punitive justice which will prevent the commission of crime—under any system the criminal calender will increase with increasing population. If the system which has so long existed in Georgia be abandoned, what shall replace it? I am aware of no other suggestion than a return to that which preceded it. About thirty years since, the General Assembly of Georgia made this experiment, but the scenes of the whipping post, and the pillory, and the exhibition in open court of the red hot brand, burning infamy into human flesh, produced in one year such a revulsion of popular feeling, that their immediate successors undid their work, and restored the Penitentiary. It may well be questioned, whether our constituency would *now* look with more equanimity upon such proceedings. In making the change under consideration, the crimes now punishable by confinement in the Penitentiary, must be divided into two classes—the more aggravated added to the list of those entailing capital punishment—the other remitted to the barbarous sanctions of an exploded code. To the latter I have already alluded. In reference to the former, it may be well to consider the probable efficiency of the proposed penalty. Statesmen, jurists, and publicists, of this day, agree in the opinion that certainty, gives more efficacy to punishment, than severity. Where trial by jury prevails, no reliable estimate can be made of the certainty with which any proposed punishment will wait upon crime, without consulting public opinion, regarding its propriety. We are not without some data for the application of this test. The number of crimes now subjected to capital punishment, in Georgia, is comparatively small; yet it is perfectly notorious, (using the mildest form of expression,) that in such cases, the character of the foreseen punishment, marvellously increases the difficulty of satisfying jurors that the accused has committed the crime charged. So evident is that feeling, that your existing code, provides as one test of the qualification of a juror, before he is put upon the accused, the question “*are you conscientiously opposed to capital punishment?*” This test, as all know, excludes from the jury box, many good,

but, as I humbly conceive, sadly mistaken men. I submit whether, in the face of such clear indications of public feeling, it be expedient to swell the list of capital offences, by the addition of minor ones. The horse thief might well prefer to go before the country with the penalty of death impending, rather than with the milder one, affixed by the present code. This view might be extended, but you will readily follow the train of thought.

My recommendation, therefore, is, that instead of abandoning, you address yourselves, with the light of experience, to the work of improving the system. One of its greatest recommendations, theoretically, is that it tends to the reformation of the convict. This merit is wholly denied to it by its opponents. The truth fairly stated, probably is, that in this respect it has accomplished less than was expected. The practical question is, may it not be made to accomplish more? That many convicts will prove utterly incorrigible is to be expected, and in most instances this will be indicated very soon after their admission. These should be subjected to the hardest labor, and to the greatest attainable isolation, thus diminishing their corrupting influence. As regards the less obdurate subjects, it is worthy of consideration whether hope, that great excitant of human action—hope of return to free life, under favorable auspices—hope of shortened imprisonment—hope of mitigation of its severity while it lasts, may not be more freely and more judiciously used as a reforming agent. Has it been sufficiently considered—has it been fairly tested, how far reward in the shape of mitigated punishment, may consist with punishment itself which is meant to be reformatory? Have extraneous good influences such as moral and religious oral teaching, impressive and well directed reading—been applied with sufficient judgment and persistency? The solitary element of the convict's imprisonment is, doubtless, very potent, because very bitter. Its stringent enforcement to restrain bad influence, and to conquer obduracy, would be eminently proper; whilst its judicious relaxation, as a reward of good conduct, and earnest effort at amendment, might be very salutary.

The tendency in such institutions, as in schools for boys, and higher seminaries of learning, is to one unvarying disciplinary course, regardless of difference in traits of character, or in degrees of depravity. It makes the daily administrative routine more easy, and hence the strong temptation to it, but no educator of the young ever achieved distinguished success under it, and prison discipline so conducted, must fail likewise.

Should you determine to adhere to the system, much will have to be done to repair the material injury sustained

by the institution, into which, doubtless, your committees will enquire, as well as into its general management, to which I am as much a stranger as any, and more than many of you.

The question will probably arise, whether if it be continued, it shall be rebuilt here or established anew at some other point. There are certainly advantages in having such an institution at the seat of government, which will readily occur to the reflecting mind, and one great objection heretofore existing to the locality, viz: its inaccessibility, by rail road travel, and transportation, is overcome already, and doubtless it will, ere long, be still more easy of access. There may, however, be advantages, in some other locality, commending it to preference. Of this, you, in your wisdom, will better determine. Should you determine to locate it elsewhere, I respectfully suggest that the present site, with necessary repairs to the buildings, not destroyed, and the addition of others, involving no large expenditure, might be used advantageously, as a labor prison for persons of color convicted of certain crimes. Public works of suitable descriptions, such as the tanning of leather, and the lower and more easily acquired mechanic arts, coming within the purview of the report of the commissioners, herewith transmitted, might be advantageously established there.

By act of the General Assembly, approved December 6th, 1862, the Executive was authorized to establish, in connection with Messrs. Devine, Jones, and Lee, a Card Factory, for the supply of a want sorely felt throughout the State. The connection was formed and the factory established on the Penitentiary grounds. As in the changed circumstances of the country, it will not be desirable to either party to continue the connection, I advise the appointment of an agent or agents, with full authority to settle all matters in account between the parties, and to divide the assets, and make sale of such as may be allotted to the State.

The Penitentiary, if continued in operation, will doubtless need the appropriation of more or less money to extinguish in whole or in part the amount due it by the State as stated in the report of the Principal Keeper, and to which your attention is invited.

STATE FINANCES.

The financial condition of the State, demands serious consideration, and wise action. The currency, in the treasury, when hostilities ceased, is utterly worthless. The functions of all officers of the State Government having been, for several months suspended, no tax has been collected, during the political year just ended. The ex-

penses incident to a reorganization of the Government have been, thus far, met by temporary loans, and these are now very nearly exhausted. For all practical purposes the treasury may be said to be empty.

From what has already been said, it is apparent that during the year upon which we have entered, large sums must be expended, in the revival of important interests. In addition to these, the arrears due upon the civil list of the last year, the interest upon the public debt, unpaid for several years, a portion of the principal of that debt, matured, while we have been cut off from connection with the rest of mankind, and the necessary expenses of the Government during the political years 1866 and 1867, must necessarily be provided for. I include the expenses of 1867, because if resort be had to taxation, the usual resource for supporting government, that tax must be imposed and collected in the present year. The arrearages of the past, and the regularly accruing expenses of the present year, can be met only by the sale of valuable property possessed by the State, or by loans predicated on her credit. The former alternative I may dismiss, as an expedient without advocates.

Recourse must, then, be had to the credit of the State, and the practical questions are, to what extent and in what form it shall be used. I accompany this communication with a tabular estimate of money which will be required for the years 1866 and 1867, amounting to \$806,830 for 1866, and \$791,455 for 1867, which I think will admit of no material reduction. Superadding to this sum, so much as you may determine to expend in the reconstruction, and refitting, of the Western & Atlantic Rail Road, and the Penitentiary, and such other appropriations, as it may be your pleasure to make, for the relief of disabled soldiers, for the suffering families of those who fell in the war, which present strong claims upon our humanity and our gratitude, and for any other purposes, you will be enabled clearly to estimate the necessities of the State. We may at once assume that the whole outlay in money which you may determine to make in the political year now current, which will terminate on the first of November next, must be borrowed, unless you not only resort to taxation, but materially advance the payment of the tax.

Looking to the year next ensuing, (1867,) it will be necessary to determine during your present session, whether you will provide for its wants by levying a tax during the present year, or whether you will put that burthen also upon the credit of the State, and give to your constituents, in their reduced circumstances, another year's exemption from State taxation. It must be borne in mind that there is upon the statute book, an unexecuted law, requiring the

payment of a tax in the year recently ended—unexecuted, because of the disorganized condition of the Government. I recommend the remission of this tax, and the imposition of a moderate one to be collected during the latter part of the present year, when the fruits of its operations shall have been partially realised. In the tabular estimate, before referred to, I have for convenient reference set forth a statement, made up from the report of the late Comptroller General—showing what sums different rates per ct. upon the assessed value of property in 1860, (other than slaves,) will yield.

Owing to the late period of your organization, and the circumstances surrounding you in your brief session, no appropriation of money for the civil establishment, in the current year, has been made. The first quarter has very nearly expired, and to meet its demands it will be necessary to appropriate a sufficient sum, before a general appropriation act can be matured, and indeed as quickly as possible, the amount of which can be deducted from the estimates in the general bill.

Discouraging as is the present aspect of our financial affairs, it may safely be affirmed that you may make the embarrassment only temporary. The entire indebtedness of the State, clearly ascertained, including its funded debt, interest upon it in arrear, and the temporary loans effected recently to put the government again in operation, falls short of three millions, five hundred thousand dollars. If to this were added two millions five hundred thousand dollars to repair all reparable damages, and meet present necessities, without imposing heavy burthens upon a people temporarily exhausted by protracted war, the whole amount of indebtedness would be six millions of dollars. The annual interest upon this sum, and the annual appropriations for the support of Government, upon the scale of estimate here presented, would not exceed eight hundred thousand dollars.

From the earnings of the Western and Atlantic Rail Road, put in good working order, and from a tax of one eighth of one per cent, upon the property of our people, (these estimates being put intentionally low,) we may safely calculate on an income of one million and fifty thousand dollars, showing a yearly balance in the Treasury of two hundred and fifty thousand dollars. This annual surplus might be treated as a sinking fund for the public debt, as follows. If the debt be raised to six millions of dollars, (and it may fall considerably short of that amount) the bonds to be hereafter issued, in redemption of those matured within the last four years, and unpaid; in funding the arrears of interest on the funded debt; and to meet the pressing necessities of the State, will amount to three millions four hundred and fifty

six thousand, two hundred and fifty dollars. Two per cent upon this sum, set apart as a sinking fund (accumulative) would amount to sixty-nine thousand one hundred and twenty-five dollars, which, deducted from the annual surplus of two hundred and fifty thousand, would leave one hundred and eighty thousand eight hundred and seventy-five dollars. This sum set apart and applied faithfully to the payment of the bonds now extant, would (as a little calculation will shew) pay their full amount, as they mature, until 1872, when it would extinguish nearly half; leaving about three hundred and seventy thousand dollars to be otherwise provided for, six years hence. That done, the annual surplus would in each year extinguish the maturing debt now existing, and close that account in the year 1881. Meantime the sinking fund provided, as proposed for the newly created debt, if faithfully set apart, and judiciously invested, would silently but surely work out its redemption. One great advantage of the sinking fund is, that it secures confidence, and opens the way for favorable negotiation of the securities for which it may be provided. But another incalculable advantage to the debtor State, is that it distributes the burthen of payment equally over all the years the debt has to run, which, for that reason, can never come, with a stunning shock upon the Treasury, and necessitate a repetition of the borrowing operation. These are matters of calculation, the data for which are found in the Comptroller General's report, except the estimated receipts from the Western and Atlantic Rail Road, in which I have full confidence. If it be thought, sufficient margin has not been left for miscellaneous appropriations, the reply is, that, the annual income will be swelled by items of taxation not taken into the account, and by dividends on rail road stock, owned by the State, also left out, because not immediately available; whilst, by the gradual extinction of the public debt now existing, there will be a corresponding reduction in the amount of interest to be annually paid, leaving each year a larger surplus.

It will have been seen, that it is proposed to meet the over due bonds by issuing other bonds, and, also, to fund the interest in arrear. There is every reason to believe that no difficulty will occur in effecting this negotiation. As evidence of this, I send you, herewith, a copy of a communication from Lewis H. Haslewood, Esq., of London, Chairman of a committee appointed at a meeting of holders of American securities, on which there are arrears of interest. The very liberal proposition is therein made, to fund all the arrears of interest, and the interest to accrue to January 1867 inclusive, into a bonded debt, the sole condition being, that a sinking fund be established of 2 pr. cent pr. annum. The amount of debt represented by Mr. Haslewood, is not

stated, but it is presumed to include all the sterling bonds of the State, which amount to seventy-two thousand dollars, and may embrace others. If foreign creditors be willing to fund not only our interest in arrear on the first of July last, but that accruing within eighteen months thereafter, can it be supposed our home creditors will hesitate to fund that accruing to the 1st inst? Without an adequate sinking fund, you cannot resuscitate, promptly, the fallen credit of your State. With it you can. Unless it be resuscitated, you must either hawk your bonds about the money centers, and sell them at an enormous sacrifice, making a nominal rate of 7 pr. cent, equivalent to from 8 to ten pr. cent, and have your credit always depreciated; or you must greatly reduce your expenses, including salaries, to a standard so low, as to banish from the service of the State, in all departments, citizens of stirring virtue and ability; or you must cause your constituents to groan under a weight of taxation, which, now, they are illy able to bear. To avoid these disastrous alternatives, earnest, decided action is indispensable; and it is high time that Georgia should adopt a judicious, stable, financial system.

I recommend, therefore, *first* that you authorise the Executive, as the necessities of the State may require, *and to that extent only*, to issue bonds of the State, having not less than twenty, nor more than thirty years to run, bearing an interest not exceeding six per cent, for an amount, which added to the existing funded debt, not yet matured, shall not exceed six millions of dollars. *Secondly*, that for the payment of the interest, and for the creation of a sinking fund (accumulative) to discharge the principal of the debt, now proposed to be created, of two per cent per annum on that principal, so much of the annual income of the Western and Atlantic Rail Road as may be necessary, be sacredly pledged, and that this pledge be set forth in the bonds. *Thirdly*, that to the extent of this pledge, all appropriations hitherto made, for State uses and policy, of that income, (not involving the violation of contract,) be repealed.

Should these recommendations meet your approval, it may be necessary to contract short loans, to meet pressing necessities; but these may be extinguished, as longer ones are effected.

EDUCATION.

Hitherto the State has aided the cause of education chiefly in two ways, first, by the endowment of a University, and secondly, by setting apart certain funds for distribution among the Counties in aid of common schools. The case of the University is somewhat peculiar but readily understood. Its original permanent endowment was in lands, which, with the consent and approbation of the General

Assembly, the Trustees sold on a credit, taking bonds and mortgages for the purchase money. Subsequently, the State assumed the collection of these securities, and assumed to account to the University for the funds as collected. In liquidation of the resulting transactions, the State transferred to the University, one thousand shares of the Bank of the State of Georgia, owned by her, the par value being one hundred thousand dollars. The trustees were expressly forbidden to sell or in any way dispose of this stock, but were by act of the General Assembly guaranteed perpetually, eight per cent income from the stock; any overplus that might accrue from annual dividends, enuring to the benefit of the Institution, and any deficit of the eight thousand dollars, the State being pledged to make good. And this has often been done, no special appropriation being made in each instance, but the deficit being always paid at the Treasury by provision of the act authorizing the transfer of the stock, and guaranteeing the annual income from it of eight thousand dollars. This guaranty was doubtless induced by two considerations; *first*, that, (as the history of the transaction spread upon the statute book shows) the transfer of the stock, was intended as a satisfaction and settlement of money collected by the State on the University Bonds and Mortgages. *Secondly*, because in making the transfer of Bank stock the State assumed to inhibit the sale of it, which would have been unjust, without assurance of a certain annual income beyond all contingency. Deficits of the amount of dividend, and entire failures of dividend have always in good faith been responded to by the State. One of the results of the late war has been, the utter failure of the Bank of the State of Georgia, and the consequent extinction of all possibility of farther dividends. But the obligation of the State remains unimpaired. There are, indeed, annuities, (for so they may be called) in arrear since the Bank ceased to declare dividends. I am not aware of any purpose on the part of the Trustees to urge, at this time of financial embarrassment, any claim for these arrears, and I trust that they will forbear it, for the present. But to the resumption of the payment of the annuity, they are clearly entitled, and without it, cannot keep the University in successful operation. The late Convention, having the history, I have here briefly detailed, fully presented to them, and in view of the importance of the whole subject placed upon the General Assembly, a constitutional obligation, to "*provide for the early resumption of its exercises, (which had been unavoidably suspended) by a permanent endowment of the University.*" Relying upon the annuity of eight thousand dollars, the Trustees have re-opened the Institution, and I have, as you will perceive, in the estimates accompanying this communication, included this item. At as early a day as returning

prosperity will permit, it will doubtless be the pleasure of the General Assembly to make the permanent endowment enjoined by the Convention.

In like manner I have included in the estimates, the sum usually accruing from dividends on Bank stocks, set apart for the purposes of common school education. This like the other, and like the noble charities in behalf of the insane and the blind, is too important, and too sacred a charge to be permitted to languish and die for want of aliment, even in times such as these. I trust the time is not far distant, when much more can and will be done by the State for the education of the masses, and for the relief and comfort of those bereft of the natural senses, or still worse, of reason. Perhaps all we can do now, is to keep these institutions alive that they may hereafter receive proper nurture, and fulfil their missions.

LAWS REGULATING INTEREST.

I respectfully invite the attention of the General Assembly to the whole subject of legal interest on money. There is no greater vice in government than governing too much. Undue interference with an individual's use of his property, or with transactions between individuals, wherein each seeks, without covinous practices, to advance his own interest, always affects injuriously the general welfare. Hence, good governments do not seek to fix the prices of articles, either of necessity or of luxury; nor do they attempt to fix the compensation to be paid by one man for the temporary use of another's property. Money, or rather the use of it, is as distinctly a subject of value, and its value is as fluctuating, as the use or occupation of a tenement, or the hire of a horse, or other chattel. Yet while rent and hire are left to be regulated by contracting parties, interest on money is fixed by law, and that law enforced by vindictory sanctions. I am unable to perceive on what principle this difference rests. The usual pretext is, that the restraint is a necessary protection to the needy against the usurer. But does he require it more than another child of want, who can procure no sheltering roof for his family, by reason of the occasional appreciation of rents? Does he require it more than another unfortunate, who, at times, cannot give his family bread by reason of the high price of provisions? Sound political economy and right reason are against all such interferences with prices and values in commercial transactions. There are times when the use of money is worth much more than at others. With us it is rarely worth less than the legal rate of interest, but it is often worth more. The policy of usury laws generally is, to place the legal rate of interest at the lowest point to which, in a series of years, it would go if untrammelled, and

to keep it there, despite the varying relations of demand and supply. Hence, law-abiding capitalists usually prefer other modes of employing money. Active capital, like running water, will always leave an obstructed for an unobstructed channel open to it. But experience proves that usury laws, as a general rule, are only obstructions, in money lending, to conscientious or to cautious men. Their withdrawal, leaves a more open field to the unscrupulous and the daring, enabling them to extort from the borrowing class higher rates than with free competition could be maintained. Thus it appears to me the restraint imposed on this branch of business is not only wrong in principle, but fails to afford the intended protection. There is at this time in Georgia a great want of money. Some need it to revive a suspended business—others to commence a new, in place of an old enterprise, utterly broken up. The capitalist abroad would bring his money here, if he were allowed to charge for its use what it is worth, without incurring forfeiture. It is probably wise, however, for any people to make decided changes in their monetary system gradually.

I suggest for your consideration, the expediency of so modifying the law on this subject as to make seven per cent the legal rate, where interest is chargeable according to law, and no rate fixed by contract; and to provide further, that any rate of interest not exceeding ten per cent, may be established by, and collected under, a contract, for the payment of money. This advance will probably be sufficient to test practically the merit of the proposed change, and it will be easy from this point to recede or advance further, as experience may dictate.

INCREASE OF PAUPERISM.

Owing to the sudden emancipation of persons of color, and their consequent deprivation of unfailing provision, hitherto enjoyed, for their wants, whether in infancy, in old age, or in sickness, there will probably be for a time at least a great increase of pauperism. Against its growth from idleness or vice, stringent legal penalties should be directed, and for such cases probably sufficient guards are provided in the new code. But for unavoidable poverty and destitution, involving no degree of criminality, provision must be made. Your constituents, by the very act of emancipation which originates this new burthen, have been in a great degree impoverished, and it is hard that the two evils should simultaneously, in the hour of exhaustion, press upon them. Only a resolute and generous people could bear with equanimity the great loss, and its superadded annual product of loss. But precisely because they are both resolute and generous, they have, with equanimity, realized the fact and its consequences, and intend to do their whole du-

ty, social and moral, as well as political. But it is neither necessary nor right that the whole burthen should be thrown upon them.

Pauperism is destitution of accumulated means of subsistence, combined with inability, from physical or mental causes, to produce them; but it only becomes a matter of public concern when no private relief is afforded. As a simple fact, it has always existed among that class, but has never before challenged attention as a social evil. Why this difference? Because under the exploded system, each pauper African had a master who cared for his wants—cared for them well—cared for them cheerfully. How was he enabled to do this, year after year? From the fact that associated with these paupers, as well by ties of consanguinity, as in fetters of bondage, were others capable of remunerative labor. The support of the pauper was nominally a charge upon the master, but he defrayed it from the earnings of the laborer, standing in the same relation to him. Now, his pre-existing relation both to pauper and laborer is annulled. The pauper is no more a charge on him than on the rest of the body politic. The fruits of the laborer's toil are transferred from him to the laborer himself. But the relations of class and of kindred, between the pauper and the laborer, are undisturbed. The questions to be considered in view of the whole subject are, "does the transfer of the fruits of the laborers' toil, discharge them wholly from the burthen of supporting the pauper—the master having lost those fruits upon which the pauper's support was a charge, does *it* still adhere to him? It appears to me that whether regarded as questions in political economy, or of abstract equity, the answer must be negative.

There is, however, another aspect of the case which must not be overlooked. The abolition of the relation of master and slave, which was a private relation, makes the existing pauperism a matter of public concern, to the relief of which emancipated laborers, as a class, though not exclusively bound, are liable to contribute. I respectfully advise that a moderate capitation tax, such as no individual would feel oppressively, be laid upon each adult person of color, capable of earning wages, and devoted exclusively to the support of paupers, of the same class. I suggest also that the tax collected for this purpose in each county, be paid to and dispensed by the Justices of the Inferior Court of that County, under such rules and regulations as you may choose to prescribe.

CLAIM OF COTTON.

In answer to a communication from Prov. Governor Johnson, relative to certain Cotton claimed by the State

of Georgia, and captured in Savannah by the Federal army, Mr. Secretary McCulloch, of the Treasury Department, informs him by a letter, a copy of which accompanies this message, that the State must prosecute her claim in the Court of Claims, U. S. It will be my pleasure to take such action in the case as you may direct.

IMPROVEMENTS TO PUBLIC BUILDINGS, &C.

I transmit herewith a copy of the report of Col. Frobel, Engineer, upon repairs, and improvements, of the public buildings and grounds, to which I invite your careful consideration. Whilst even in public buildings and grounds there may be exhibited culpable extravagance, in useless ornamentation, there is a certain degree of care in preserving, and of taste in beautifying them, the neglect of which is wholly inexcusable. The suggestions of Col. Frobel, and of your committees charged with this subject, will aid you more than any thing I can say.

Whatever of error may be found in the recommendations herein submitted, I trust will be corrected by your superior wisdom, aided by light from the unerring source of all truth. That is our surest reliance, and the best hope of our suffering and struggling constituents.

Respectfully submitted,

CHARLES J. JENKINS.

APPENDIX.

(No. 1.)

ESTIMATE OF EXPENDITURES FOR YEAR 1866.

Arrears of civil list, 1865,	\$ 60,000 00
Due the Penitentiary,	18,000 00
Due the Lunatic Asylum, on appro'n, 1865,...	18,375 00
Civil Establishment, 1866,	88,600 00
Contingent Fund, 1866,	16,000 00
Printing Fund, 1866,	25,000 00
Support of paupers, salaries of officers, &c.,	
Lunatic Asylum,	64,500 00
Support of Academy for the Blind, .. .	6,000 00
Educational Fund, (common schools,)	23,355 00
Annual income guarantied to the University, ..	8,000 00
Balance, estimated expense of the Legisla-	
ture,	75,000 00
Interest on the public debt, .. .	154,000 00
Estimated interest to accrue on new debt, ..	150,000 00
Miscellaneous appropriations,	100,000 00
	<hr/>
	\$806,530 00

(No. 2.)

ESTIMATE OF EXPENDITURES FOR 1867, AND AFTERWARDS.

Civil Establishment,...	\$ 88,600 00
Contingent Fund,..	16,000 00
Printing Fund,.	25,000 00
All expenses of Lunatic Asylum,....	64,500 00
Appropriation to Academy for the Blind,.	6,000 00
Educational Fund, (common schools),...	23,355 00
Annual income guarantied University,....	8,000 00
Estimated expenses of General Assembly,...	100,000 00
Estimated interest on Public Debt,...	360,000 00
Miscellaneous appropriations,.....	100,000 00
	<hr/>
	\$791,455 00

(No. 3.)

ESTIMATE OF INCOME IN 1867, AND AFTERWARDS.

Nett proceeds from Western & Atlantic Rail	
Road, ..	\$ 600,000 00
To be raised by ad valorem tax of $\frac{1}{8}$ of 1 per	
cent,...	450,000 00
	<hr/>
	\$1,050,000 00

(No. 4.)

Table showing results of different rates of taxation, ad valorem, on the assessed value of property, (other than slaves,) in 1860:

One half of one per cent. on \$369,627,722,..	\$1,848,139 60
One fourth of one pr. ct. on \$369,627,722,...	924,069 80
One eighth of one pr. ct. on \$369,627,722,...	462,019 90
One tenth of one pr. ct. on \$369,627,722,...	369,627 00
One twelfth of one pr. ct. on \$369,627,722,..	308,023 00

Mr. Edge, of Campbell, offered the following Resolution; to-wit:

Resolved, That the Clerk be instructed to have printed for the use of the House, five hundred copies of the Governor's Message.

Mr. Adams, of Clarke moved to amend by adding "and accompanying documents," which motion prevailed.

Mr. Ridley of Troup, moved further to amend by striking out "five hundred," and inserting "one thousand," which was agreed to.

The Resolution as amended, was adopted.

Leave of absence was granted to Messrs, DuBose, Durham, Barnes, Colley, Evans, and Lindsey, for a few days on business.

On motion of Mr. Moses, the Governor's Message and accompanying documents were referred to the appropriate Committees.

Mr. Swearingen of Decatur, offered a Resolution requesting the revocation of the order of the Secretary of War, relative to branded stock in this State, which, on motion was taken up, read; and adopted.

On motion of Mr. Russell of Chatham, the House adjourned until 10 o'clock, to-morrow morning.

WEDNESDAY, JANUARY 17TH, 1866. }
10 o'clock, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain. }

The Clerk proceeded to call the roll of the Counties, when Mr. Glenn, of Whitfield, reported a bill to be entitled an act to incorporate the American Insurance and Industrial Agency.

Mr. Bragg, of Wilkinson, reported a bill to be entitled an act to change the time of holding the Courts of Ordinary in this State.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate has agreed to a Resolution setting apart Tuesday the 23rd inst., for the election of two Judges of the Supreme Court of this State, in place of his Excellency the Governor elect, and of the Hon. Richard F. Lyon, whose term has expired; to which the concurrence of the House of Representatives is respectfully invited.

Mr. Pickett, of Webster, reported a bill to be entitled an act to amend an act incorporating the town of Weston, Webster County, Georgia, passed March 6th, 1856.

Mr. Hughes, of Union, reported a bill to be entitled an act to change the County line between the counties of Union and Towns, and for other purposes.

Mr. Stewart, of Spalding, reported a bill to be entitled an act to facilitate trials in cases against tenants holding over and against intruders.

Mr. Snead, of Richmond, offered a series of Resolutions requesting the Governor to communicate to the President

the fixed and unalterable purpose of the people of Georgia to observe, obey, and defend the Constitution and laws of the United States, and Government thereof, and to request the withdrawal of the United States' forces, or their restriction to the occupation of barracks, arsenals, &c., and the surrender of private property, the restoration of the the privilege of the writ of *Habeas Corpus*, &c.; which were taken up, read, and adopted.

Mr. Dozier, of Quitman, reported a bill to amend the 6th, 8th, and 11th sections of an act incorporating the town of Georgetown, in Quitman County, and add an additional section thereto.

Mr. Kibbee, of Pulaski, reported a bill to be entitled an act to organize a new Judicial Circuit, and to prescribe the time of holding Courts therein.

Mr. Lawson, of Putnam, offered a Resolution requesting the Judiciary Committee to report a bill fixing the terms and salaries of the Judges of the Supreme Court.

Mr. Evans, of Newton, reported a bill to incorporate the Empire State Manufacturing Company, in the County of Newton.

Also, a bill to be entitled an act to incorporate the town of Steadman, in the County of Newton, and to confer upon the citizens of said town the privilege of electing Commissioners, with certain rights and powers therein mentioned.

Also, a bill to repeal the 147th section of the Code of Georgia.

Mr. Moses, of Muscogee, offered a Resolution fixing the hours for the meeting and adjourning of the daily sessions of the House.

Mr. Moses also reported a bill in relation to the marriage of first cousins.

Also, a bill to authorize the redemption of lands forfeited or confiscated for taxes, &c.

Also, a bill for the relief of the Muscogee Building and Loan Association, and the Columbus Building & Loan Association.

Mr. Tucker, of Merriwether, reported a bill to incorporate Union Academy, in the County of Merriwether.

Mr. Howard, of Lumpkin, reported a bill to be entitled an act to amend an act entitled an act to incorporate the Etowah & Auraria Hydraulic Hose Mining Company, approved December 20th, 1859.

Also, a bill to authorize the Inferior Court of Lumpkin,

to levy an extra tax for the purpose of building a Jail, upon the recommendation of the Grand Jury of said County.

Mr. Fraser, of Liberty, reported a bill to be entitled an act for the benefit of Trustees, and to allow them to resign their trusts under the same rules and regulations as are prescribed for Executors, Administrators, and Guardians.

The following Message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate has agreed to a joint Resolution, consolidating the Judiciary Committees of the two Houses, so far only as to consider the Report of the Commissioners appointed by the late Convention, to prepare a Code of Laws, which I am directed to transmit forthwith to the House of Representatives.

On motion of Mr. Moses, said Resolution was taken up and concurred in.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate has concurred in the Resolution of the House of Representatives, requesting a revocation of the order of the Secretary of War relative to branded stock in this State.

Mr. Cabiness, of Monroe, reported a bill to amend the 3794th section of the said article of the Code of Georgia.

Mr. Hicks, of Johnson, reported a bill to incorporate the town of Wrightsville, in the County of Johnson, to appoint Commissioners for the same, and for other purposes therein mentioned.

Mr. Alexander, of Houston, reported a bill to authorize the Corporators of Houston Factory to issue change bills for the space of ten years, for the convenience of their business, &c.

Mr. Baynes, of Jasper, reported a bill for the relief of maimed soldiers and widows, whose husbands died or were killed during the war.

Mr. Dorsey, of Hall, reported a bill to incorporate the McClusky Gold Mining Company.

Also, a bill to fix the term of office of Judges of the Supreme Court, and to fix their salaries.

Mr. Hill, of Fulton, reported a bill to appropriate a sum of money for the use and benefit of the State University.

Also, a bill to incorporate the Gate City Gas Light Company.

Also, a bill to make it penal for any officer, agent, or

other employee of any Rail Road Company, in this State, to charge for transporting freights or passengers above the rates allowed by their several charters.

Also, a bill to be entitled an act to incorporate the New Era Mining and Manufacturing Company.

Mr. Stewart, of Spalding, reported a bill to admit Parol Evidence, in the construction of Wills, and for other purposes.

Mr. McCullough, of Jones, reported a bill to be entitled an act for the relief of Isaac Hardeman, of the County of Jones.

Mr. Ford, of Worth, reported a bill to repeal an act approved Dec. 11th, 1858, entitled an act to change the line between the counties of Dougherty and Worth.

Mr. Johnson, of Forsyth, reported a bill to reduce the bond of the Sheriff of Forsyth county.

Also a bill to compensate John L. Brown and Jesse Stanley for certain services.

Also a bill to authorize John H. Owens to practice medicine and charge for the same.

Also a bill to amend the 4597th Section of the Code of Georgia.

Also a bill to exempt from levy and sale property in the State of Georgia for the year 1866.

Mr. Smith, of Clinch, reported a bill to authorize Riley Johnson, a permanently disabled soldier of Clinch county, to vend and retail spirituous liquors in small quantities without paying license.

Mr. Redwine, of Fayette, reported a bill to change the line between the counties of Clayton and Fayette, so as to include in the county of Fayette lots of land Nos. 186, 187, 188 and 166 in the 13th District of Clayton.

Mr. Adams, of Clarke, reported a bill to fix the salaries of the Judges and certain other officers in the State of Georgia.

Also a bill to abolish the office of Adjutant and Inspector General.

Also a bill to abolish the offices of clerk in the office of Comptroller General, and clerk in the office of State Treasurer.

Mr. Weaver, of Clay, reported a bill to change the amount of Sheriff's bond of Clay county.

Also a bill to repeal so much of Section 312, Article 1st, and Chapter 5th of the Code as prohibits the legal partner of the Ordinary to practice law in his court.

Also a bill to allow the legal partner of the Ordinary to practice law in his court where it shall appear by articles of agreement that no partnership exists as to said court.

Mr. Russell, of Chatham, reported a bill to define the

duties of coroners in this State, and to fix the fees of said officers, and of the constables attending coroner's inquests.

Also a bill to authorize the appointment of vendue masters by the municipal authorities of the several incorporated towns and cities of this State.

Also a bill to secure persons in the right to bottles owned by manufacturers, and bottles of mineral waters; porter, ale, &c.

Mr. Dodson, of Catoosa, reported a bill to be entitled an act to provide for the election of a town council for the town of Ringgold, in Catoosa county, in certain cases.

Mr. Edge, of Campbell, reported a bill for the relief of administrators in certain cases.

Mr. Candler, of Carroll, reported a bill to be entitled an act to repeal an act to add a portion of the county of Paulding to the county of Carroll, and a part to the county of Floyd, assented to Dec. 22nd, 1847, as relates to lots No. 520, 591 and 601 of the 1st District and 3rd Section of originally Paulding county, and to add lots No. 413 and 414, 1st District of 3rd Section of Paulding to the county of Carroll.

Mr. Hardeman, of Bibb, reported a bill to incorporate the Okefenokee Land and Canal Co.

Mr. Byington, of Clayton, reported a bill for the relief of Wm. H. Kimball and Ellenor Beall of the county of Clayton.

Mr. Hand, of Baker, reported a bill to change the line between the counties of Baker and Early.

Also a bill to permit Duncan Brice to peddle without license.

Mr. Russell, of Muscogee, reported a bill to amend Section 3320 of the Code of Georgia.

Also a bill to amend Section 3478 of the Code of Georgia.

Mr. Hardeman, of Bibb, reported a bill to incorporate the Macon Canal and Water Works, to authorize the Mayor and Council of the city of Macon to subscribe to the stock of said company, to issue the bonds of said city to pay for any subscription they may make, and to levy a tax to pay such bonds as may be issued, and for other purposes.

Mr. Moses, of Muscogee, reported a bill to be entitled an act to prevent incorporations created by the General Assembly of the State of Georgia from organizing upon fictitious capital, and to check the growth of wild cats.

Mr. Simms, of Newton, reported a bill to alter and amend Section 3320, 1st Article, 5th Chapter of the Code of Georgia.

Mr. Morrow, of Columbia, reported a bill to be entitled an act to hire out colored people for debt.

Mr. Roberson of Appling, reported a bill to be entitled

an act to fix the fees of Clerks, Sheriffs, Ordinaries, Coroners, Jailors, Justices of the Peace and Constables in the several counties of this State, and for other purposes.

Mr. Morrow, of Columbia, offered a resolution to authorize the Treasurer of this State to pay off the commissioners who prepared the Freedmen's Code, for their services.

Mr. Glenn, of Whitfield, offered a resolution providing for a more summary disposition of all bills which may be introduced, which are out of order, to save from one half to two thirds of time in the legislation of the country.

On motion, the rule was suspended, and said resolution taken up and adopted.

Leave of absence was granted to Mr. Morris, of Montgomery, on account of indisposition.

On motion of Mr. Ridley, of Troup, the House adjourned until 10 o'clock to-morrow morning.

THURSDAY, JAN'Y 18TH, 1866. }
10 o'clock, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

On motion of Mr. Ridley, of Troup, Messrs. Reese of Sumter, Dozier of Quitman, Hand of Baker and Pickett of Webster, were added to the committee on the Lunatic Asylum.

Mr. Moses, Chairman of the committee on the Judiciary, submitted the following report :

Mr. Speaker :—The Judiciary committee have had the following bills under consideration, and report as follows :

A bill to be entitled an act to appoint certain persons herein named, Trustees of the Knoxville Camp Ground, Crawford county Georgia, and to vest certain powers in them. Recommend it do not pass.

Also, a bill to be entitled an act to suspend the operation of section fifteen hundred and twenty-eight of the Code of Georgia, in certain counties. Recommend it do pass, with the following amendment :

“ Provided, that said counties claiming the benefit of this act, shall first have made application to the Governor to procure standards of weights and measures, as provided for in Section 1530 of the Code.”

Also, a bill to be entitled an act for the relief of the Savannah Mutual Loan Association. Recommend it do pass.

Also, a bill to be entitled an act for the relief of the indigent families of deceased soldiers and disabled Soldiers of Dooley county. Recommend it do pass.

Also, a bill to be entitled an act to authorize persons who are unable to work to retail spirituous liquors, and peddle without paying license fee, and for other purposes. Recommend it do not pass.

Also, a bill to be entitled an act for the relief of Andrew J. Daughtry, of Marion county, and allow him to settle with the Guardian of his wife, as though he were of full age. Recommend it do not pass.

Also, a bill to be entitled an act to allow William Johnson of the county of Haralson, to practice medicine, and to sue and collect for services rendered as such. Recommend it do not pass.

Also, a bill to be entitled an act to authorize James M. Hamilton, of the county of Dooly, to practice medicine. Recommend this bill do not pass.

R. J. MOSES, Chairman.

Mr. McCullough, temporary chairman of the committee on Enrollment, made the following report, of resolutions properly enrolled and ready for the signature of the Speaker of the House of Representatives, and attestation of the Clerk of the same, to-wit :

A resolution to instruct the Inferior Courts to report destitute widows, orphans and disabled soldiers.

Also, a resolution requesting the revocation of the order of the Secretary of War, relative to branded stock in this State.

The following Message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :—*The Senate has passed a bill to be entitled an act to repeal an act to change the 2d section of an act, entitled an act, to alter and amend the road laws of this State, approved Dec. 19th, 1818, so as to extend and define the ages to which persons shall be liable to work upon public roads, assented to Dec'r 4th, 1862.

The House took up the report of the committee on the bill to be entitled an act to change the county line between the counties of Cherokee and Pickens.

The report of the committee was agreed to, which being adverse to the bill, the same was lost.

The House took up the report of the committee on the bill to be entitled an act to extend the corporate limits of the town of Forsyth, Monroe county, Georgia, to increase the powers of the commissioners thereof, as to taxes and the enforcement of fines and penalties.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to authorize the Phoenix Loan and building Association, and the Union Loan and building Association, of Atlanta, Georgia, to resume business, carry on, or close up said business.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to legalize the issue of bills and bonds by the Mayor and Council of the City of Atlanta.

Mr. Moses of Muscogee, offered the following amendment :

“ Provided, the said bills and bonds, shall be paid at the value of the consideration given for the same estimated in reference to the gold value of said consideration and not according to the nominal amount of said bills and bonds” ; which amendment was agreed to.

The report of the committee as amended, was agreed to, the bill was read the third time and passed.

The House went into committee of the whole, Mr. Adams in the Chair, on the bill to be entitled an act to compensate Ordinaries and Clerks of the Superior Courts of this State, for administering the amnesty oath ; and having spent some time therein the committee arose and reported the same back to the House, with amendments.

Mr. DuBose moved to lay the bill upon the table for the present, which motion prevailed.

The House took up the report of the committee on the bill to be entitled an act to repeal an act to change the name of the county of Cass of this State, and for other purposes therein mentioned, assented to December 6th, 1861.

Mr. Hardeman moved the indefinite postponement of the bill, which motion prevailed.

The bill to fix the term of office of the Judges of the Supreme Court, and to increase their pay, was referred to the committee on the Judiciary.

The House took up the report of the committee on the bill to be entitled an act to amend the road laws of this State, so far as relates to the county of Berrien, which, on motion of Mr. Cook of Irwin, was referred to the committee on the Judiciary.

The House took up the report of the committee on the bill to be entitled an act to amend an act entitled an act incorporating the town of Quitman, Brooks county, and confer additional powers upon the commissioners of said town and prescribe qualification of officers and voters of said town.

The report was agreed to, the bill was read the third time and passed.

The bill for the relief of judgment debtors, was referred to the committee on the Judiciary.

The House took up the report of the committee on the bill to appoint certain persons Trustees of the Knoxville Camp Ground, Crawford county, Georgia, and to vest certain powers in them.

The report was agreed to, and the bill was lost.

The House took up the report of the committee on the bill to be entitled an act for the relief of the indigent families of deceased soldiers and disabled soldiers, of Dooly county.

Mr. Dorsey of Hall, moved the reference of the bill to the Judiciary committee, which motion was lost.

Mr. Russell of Muscogee, moved its reference to the Finance committee, which motion was lost.

Mr. J. J. Jones of Burke, moved its reference to a special committee, which motion prevailed.

The committee to whom said bill was referred, are Messrs. J. J. Jones, of Burke, Williams of Dooly, Robinson of Laurens, Russell of Muscogee, Stewart of Spalding, Dorsey of Hall, and Hill of Fulton.

The following Message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

Mr. Speaker :—The Senate has agreed to a resolution relating to contracts made, or to be made, by freedmen, which I am instructed to transmit forthwith to the House of Representatives.

Mr. Hudson, chairman of the committee appointed to examine and report upon the propriety of abolishing the Penitentiary, submitted the following report:

The committee appointed to enquire into the propriety and expediency of abolishing the State Penitentiary, make the following report:

The Federal army in passing through Georgia, in December 1864, burnt and otherwise destroyed, nearly all the inner buildings, shops and machinery of the Penitentiary, leaving it not only in an insecure and dilapidated condition, but stripped of all appendages and appliances by which its labor system was kept in operation and made auxiliary to its own support.

It still remains in that condition.

To rebuild and refit the Penitentiary to its former security and adaptedness to the various works appropriate to the institution, would require a large amount of money, in the

opinion of the committee, nearly approximating to the cost of its original erection.

The poverty and desolation of the State would seem to demand the most strenuous efforts of our people to raise her from her fallen condition, and to this end we believe, when not incompatible with her honor and dignity, the practice of a most rigid economy to be indispensably necessary.

The committee would further suggest, in view of the alarming prevalence of crime, and the change in our social relations, the impracticability of continuing the Penitentiary on its old system, and dimensions, it would in our opinion, require to be greatly enlarged, and altogether re-organized in order to meet our altered relations.

In view of these facts we recommend its abolition and the institution of some other mode of punishment, for offenders against the law, and ask that the committee on the Judiciary be requested to draft a bill abolishing the Penitentiary, and changing the Penal Code of this State, in reference thereto.

HUDSON, of Harris, Chm'n.

MORRIS, of Franklin.

WILLIS, of Talbot.

McCOMB, of Baldwin.

N. B. GREEN, of Cobb.

On motion of Mr. Hudson, the report was taken up and agreed to.

The House took up the report of the committee on the bill for the relief of Andrew J. Dougherty, of Marion county, to allow him to settle with the Guardian of his Wife as though he were of full age.

The report was agreed to, and the bill was lost.

The House took up the report of the committee on the bill to be entitled an act to allow William Johnson, of the county of Haralson, to practice medicine, and to sue and collect for services rendered as such.

Mr. Adams moved to amend, by adding after the words, "William Johnson", "and any other citizen of Georgia."

Mr. Moses called the previous question, which was sustained.

The motion to amend was lost.

The report of the committee was agreed to, and the bill was lost.

On motion of Mr. Moses, the rule was suspended, and the House took up the resolution fixing the hours of meeting and adjourning of the daily sessions of the House.

Mr. Adams moved to lay the resolution on the table for the present, which motion was lost.

Mr. Morrow of Columbia, moved to amend by striking out "two o'clock" and inserting "one o'clock", which motion was lost.

Mr. Adams moved to strike out "nine" and insert "ten", which motion was lost.

The resolution was then adopted, and is as follows :

Resolved, That the sessions of this House, until ordered differently, shall be from 9 o'clock, A. M., until two o'clock, P. M.

Leave of absence was granted to Mr. Lindsay, of Lee, and Mr. Simms, of Newton, on account of sickness.

Mr. Glenn of Whitfield, offered a resolution relating to the Commissioners appointed by the late Convention to investigate the condition of the Finances of this State, &c.

Also, a resolution in relation to the banks of this State, requiring them to redeem all their outstanding liabilities.

On motion of Mr. Bush, of Miller, the House adjourned until 9 o'clock to-morrow morning.

FRIDAY, JANUARY 19TH., 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Moses moved to reconsider so much of the Journal of yesterday as relates to the loss of the bill to appoint certain persons Trustees of the Knoxville Camp Ground, Crawford county, Georgia, and to vest certain powers in them, which motion prevailed.

Mr. Dorsey, of Hall, moved the reconsideration of so much of the Journal of yesterday as relates to the action of the House in agreeing to the report of the committee on the subject of abolishing the State Penitentiary, which motion prevailed.

Leave of absence was granted to Mr. Bragg, of Wilkinson, for a few days on special business.

The Clerk proceeded to call the roll of counties, when Mr. Morrow, of Columbia, reported a bill to be entitled an act to compensate Ebenezer Starnes, L. E. Bleckly, Wm. Hope Hull and Samuel Barnett, Commissioners.

Mr. Hockenhull, of Dawson, reported a bill to be entitled an act to authoriz the Justices of the Inferior Court of Dawson county to levy an extra tax for the purpose of building a Jail in said county, upon the recommendation of the Grand Jury of said county.

Mr. Williams, of Dooly, reported a bill to reduce the bonds of Sheriffs of the county of Dooly, in this State.

Mr. Morris, of Franklin, reported a bill to be entitled an act to change the time of holding the Superior Court in the county of Banks.

Mr. Brown, of Early, reported a bill to be entitled an act to authorize the Justices of the Inferior Court of the county of Early, in this State, to levy and collect an extra tax to pay for provisions heretofore purchased by them for the use of the poor of said county, and for the use of disabled soldiers, and their families, and also to pay expenses incurred, and to be incurred, on account of small-pox.

Mr. Hill, of Fulton, reported a bill to be entitled an act for the relief of Martha A. Lester, of Fulton.

Mr. Mitchell, of Gwinnett, reported a bill to be entitled an act to authorize the Inferior Courts to make Jury lists and draw Juries for the Superior Courts in certain cases, and to punish for non-attendance, &c.

Mr. Dixon, of Macon, reported a bill to be entitled an act to provide for the support of indigent disabled soldiers, and the widows and orphans of deceased soldiers.

Mr. Baynes, of Jasper, reported a bill to be entitled an act to alter and straighten the line between the counties of Newton and Jasper.

Mr. Bush, of Miller, reported a bill to be entitled an act to compel all persons owning wild and unimproved lands in this State to give in and pay taxes on the same in the county wherein the same is situated.

Mr. Phillips, of Habersham, reported a bill to be entitled an act to create the North Eastern Judicial Circuit.

Mr. Render, of Meriwether, reported a bill for the relief of Mrs. Antonette Butler, wife of J. P. Butler, of the county of Meriwether.

Mr. Kibbee, of Pulaski, reported a bill to add certain counties to the Southern Circuit, and to fix the time of holding the Superior Courts in said Judicial Circuit.

Also, a bill to carry into effect the 6th section of the 2nd article of the Constitution, and to prescribe the manner in which certain powers herein named shall be exercised by the Superior Courts of this State.

Mr. Snead, of Richmond, reported a bill to be entitled an act to declare valid all official acts of the Deputy Clerks of the Superior or Inferior Courts, when any doubt may exist as to the legality of such acts on account of the Clerk not having received a pardon.

Also, a bill to be entitled an act for the relief of Thomas W. Fleming, of the county of Richmond, and all other citizens similarly situated.

Mr. Hughes, of Twiggs, reported a bill to authorize the Inferior Court of Twiggs county to borrow money, &c.

Mr. Sumner, of Ware, reported a bill to make all persons renting lands or houses in this State to free persons of color

responsible for all debts contracted by free persons in relation to said lands, and for all fines and forfeitures imposed for violation of law, and for other purposes.

Mr. Rumph, of Wayne, reported a bill to be entitled an act to increase the per diem pay of teachers entitled to the benefit of the Poor School Fund of this State, assented to 3rd March, 1865, and for other purposes.

Also, a bill to revise and fix the fees of Ordinaries in this State, and for other purposes.

Also, a bill to repeal an act to fix the fees of Clerks, Sheriffs, Ordinaries and Jailors, in the several counties in this State, and for other purposes, approved 11th March, 1865, and for other purposes therein mentioned.

Also, a bill to prescribe the oath to be administered to Jurors in the Inferior and the Petit Jurors in the Superior Courts in this State, and for other purposes.

Mr. McComb, of Baldwin, reported a bill to repeal an act to amend the charter and corporate laws of the city of Milledgeville, as to the mode of electing Aldermen, assented to March 7th, 1865.

Mr. Howard, of Bartow, reported a bill to be entitled an act to authorize Attorneys at Law, Sheriffs and Notaries Public to administer oaths, in certain cases.

Mr. Russell, of Muscogee, reported a bill to be entitled an act to alter and amend an act entitled an act to incorporate the Merchants Insurance Company, of the city of Columbus, and change the name of said Company.

The House took up the report of the committee on the bill to be entitled an act to amend the 501st and 1377th sections of the Code of this State regulating the selling and retailing spirituous liquors, for which the committee had reported a substitute.

Mr. Adams, of Clarke, moved to lay the bill and substitute on the table for the present, which motion prevailed.

The following message was received from His Excellency the Governor by Mr. Hunter, his Secretary, to-wit:

Mr. Speaker: The Governor has approved and signed the following resolutions, to-wit:

A resolution requesting the revocation of the order of the Secretary of War relative to branded stock in this State.

Also, a resolution to instruct the Inferior Courts of the several counties of this State to report to the Comptroller General, by the 15th of January next, the number of destitute widows, orphans and disabled soldiers, in their several counties.

Mr. Render, chairman of the Enrolling Committee, reported as duly enrolled and ready for the signatures of the Speaker of the House of Representatives and President of the Senate:

A resolution relative to a revision of the Code of Georgia, by Hon. David Irwin, of this State.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit :

Mr. Speaker : The Senate has passed the following bills, to-wit :

A bill to establish a Seal to be used in the office of Secretary of State.

A bill to authorize the Judges of the Superior Courts of this State to hold special terms for the trial of criminals.

A bill to allow Clerks of the Superior and Inferior Courts of this State to practice law in all Courts of this State except the Courts of which they are officers.

The Senate has also passed the following bills of the House of Representatives, to-wit :

A bill to amend the several acts of force in relation to the city of West Point, and to grant the Mayor and Aldermen of said city additional powers, and to define the same, with an amendment to which they ask the concurrence of the House of Representatives.

A bill to incorporate Gazelle Fire Company, No. 4, and Gazelle Hose Company, No. 4, for the encouragement of their members, and for other purposes.

A bill for the encouragement of Richmond Fire Company No. 7, and for other purposes.

Mr. Moses, chairman of the committee on the Judiciary, submitted the following report :

Mr. Speaker : The committee on the Judiciary have had the following bills under consideration, and report as follows :

A bill to be entitled an act to repeal an act approved December 12th, 1863, amendatory of the first clause of the 2480th section of the revised Code of Georgia. Recommend it do pass.

Also, a bill to be entitled an act to authorize Sheriffs and Constables to cross district and county lines to execute precepts directed to them by any Judge or Justice of the district or county to which they properly belong in cases of tort. Recommend it do not pass.

Also, a bill to be entitled an act to repeal the 2013th section of the Code of Georgia, and add a section in lieu thereof. Recommend it do not pass.

Also, a bill to be entitled an act to require all contracts for rents of real estate to be in writing. Recommend it do not pass.

Also, a bill to be entitled an act to repeal paragraph 1988, of article 3, section 2nd, of the revised Code of Georgia. Recommend it do not pass.

Also a bill to be entitled an act to amend section 3152nd of the Code of Georgia. The committee recommend it do pass.

Also, a bill to be entitled an act to prescribe the oath to be administered to voters for members of the General Assembly, Governor of this State, Members of Congress, and County officers. Recommend it pass with the following amendment:

Be it further enacted, That all laws and parts of laws inconsistent with this act be and the same are hereby repealed.

R. J. MOSES, Chairman.

The House took up the report of the committee on the bill to amend the 3188th and 3189th sections of the Code of Georgia, for which the committee had reported a substitute.

Mr. Glenn, of Whitfield, moved to lay the bill and substitute on the table for the present, which motion was lost.

Mr. Moses offered the following amendment to the substitute:

And be it further enacted, That whenever an attachment shall be levied on property of less value than the sum sworn to be due, the officer levying the attachment shall appraise the same, and the defendant may replevy by giving bond with good security payable to the plaintiff in double the appraised value of the property levied upon, and the officer taking said bond shall return the same with said attachment to the Court to which the same is returnable, and it shall be lawful for the plaintiff to take judgment against the defendant and his securities upon said bond for the appraised value of the property so replevied, in the same manner that by the Code judgment may be rendered up as in cases of securities on appeals; which amendment was agreed to.

Mr. Russell, of Muscogee, offered the following amendment:

That section 3189 be amended by inserting between the words "debt" and "claimant" the words "or damages" in the 6th line of said section, which was agreed to.

The substitute was adopted.

The report was agreed to, the bill was read the third time and passed.

The following bills were taken up and lost, to-wit:

The bill to authorize James M. Hamilton, of the county of Dooly, to practice medicine.

Also, a bill to authorize persons who are unable to work to retail spirituous liquors and peddle without license, &c.

The House took up the report of the committee on the bill to appoint certain persons herein named Trustees of

the Knoxville Camp Ground, Crawford county, Georgia, and to vest certain powers in them.

The report was disagreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act for the relief of the Savannah Mutual Loan Association.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to suspend the operation of section 1528 of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize Sheriffs and Constables to cross district and county lines to execute precepts directed to them by any Judge or Justice of the district or county to which they properly belong in cases of tort.

Mr. Morris offered the following amendment:

Which warrant when placed in the hands of any Sheriff or Constable of this State, which was agreed to.

On motion the bill was laid on the table for the present.

The House took up the bill to repeal the 2013th section of the Code of Georgia, and add a section in lieu thereof:

Mr. Stewart, of Spalding, offered a substitute therefor.

On motion of Mr. Moses, the bill and substitute were laid on the table for the present.

The House took up the report of the committee on the bill to prescribe the oath to be administered to voters for members of the General Assembly, Governor of the State, Members of Congress and County officers.

The report was agreed to the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to amend section 3452nd of the Code of Georgia.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to repeal an act approved December the 12th, 1863, amendatory of the 1st clause of the 2480th section of the revised Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The bill to require all contracts for rents of real estate to be in writing was taken up and lost.

The bill to repeal paragraph 1988 of article 3rd, section 2nd, of the revised Code of Georgia, was laid on the table.

On motion the rule was suspended, when Mr. Hill, of

Fulton, offered a bill to authorize the payment of certain claims against the Western & Atlantic Railroad.

Mr. Adams reported a bill to exempt the members of the Merchants & Mechanics Fire Company, of the city of Milledgeville, from road and jury duty.

Mr. Tench, of Coweta,, offered a resolution inviting the Hon. A. H. Stephens to address the General Assembly upon the state of the country, and that a committee of three be appointed to ascertain at what time he will be pleased to comply.

On motion of Mr. Moses the House adjourned until 9 o'clock, to-morrow morning.

SATURDAY, JANUARY 20TH, 1866. }
9 o'clock, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Leave of absence was granted to Mr. Hardeman, the Speaker, for a few days, on account of sickness.

Mr. Gartrell of Cobb in the Chair.

On motion of Mr. Ridley, the rule was suspended, when he offered a Resolution for the appointment of a committee of three from the House to join a committee from the Senate to take into consideration that portion of the Governor's message relative to the interest of the State in the Card Factory, which Resolution was taken up, read, and adopted, and ordered to be sent forthwith to the Senate.

The Committee on the part of the House are Messrs. Ridley, J. J. Jones, and Dodson.

Mr. Russell of Chatham offered a Resolution requesting the Governor to intercede with the President for the restoration of property on the Wilmington, Whitmarsh, and Skidaway Islands, to its lawful owners.

Mr. Moses offered the following amendment:

"Where such persons have been pardoned under the provisions of the President's Proclamation, or by special executive pardon," which amendment was agreed to.

The Resolution as amended was agreed to, and ordered to be sent forthwith to the Senate.

Mr. Peeples, of Berrien, offered a Resolution, as follows:

Resolved, That the House of Representatives proceed at 11 o'clock to-day to elect a Speaker *pro tempore*, for this House; which was taken up, read and adopted.

Mr. Bennett of Brooks offered a Resolution requesting the resumption of certain mail routes, which Resolution was amended so as to make it general, and adopted, and ordered to be sent forthwith to the Senate.

The following bills were read the 2nd time and referred to the Committee on the Judiciary, to-wit:

A bill for the relief of Jennette Greenleaf, wife of Luther H. Greenleaf, of Pierce County.

Also, a bill for the relief of certain persons therein defined.

Also, a bill to confer upon the Justices' Courts of the State of Georgia criminal jurisdiction in all cases of larceny when the amount of the theft is not over twenty dollars, and prescribe the punishment for the same.

Also, a bill for the relief of Albert Merrill, of Taylor County.

Also, a bill authorizing the Inferior Courts of this State to appoint commissioners to settle minor claims and differences between freedmen themselves, and also between freedmen and white citizens.

Also, a bill to prohibit white persons from purchasing certain articles from negroes, under a certain penalty.

Also, a bill for the relief of securities on criminal bonds where it shall be made to appear the principal was captured by hostile forces, or made his escape from the State through the lines of the then hostile forces, and for other purposes.

Also, a bill to carry out an Ordinance of the State of Georgia in reference to certain acts of Executors, &c. Also to carry into effect the 5th article sections 7th and 8th, of the Constitution of the State in reference to judgments, &c., of Courts.

Also, a bill to be entitled an act to make all writs, suits, and processes which were returnable to Houston Superior Court, as of October term, 1865, returnable to the February Term of said Superior Court, to be held in the year 1866.

Also, a bill to alter the 3827th Section of the Code of Georgia, in reference to the oath of Grand Jurors.

Also, a bill to amend part 2nd, title 3rd, chapter 2nd, article 4th, section 3rd, of the Code of Georgia.

Also, a bill to facilitate the trial of freedmen for offences.

Also, a bill to punish offenders for galloping or straining a horse by a residence or any one on horse back, or in a vehicle of any kind, or straining a horse except in a race.

Also, a bill to prevent the levy and sale of the property of debtors of this State, until such time as therein specified.

Also, a bill to compel the several Rail Road Companies of this State to furnish separate cars for negroes or colored people.

Also, a bill to make owners and possessors of mischievous dogs liable for damages.

Also, a bill to encourage and protect the citizens of this State in raising stock, &c.

Also, a bill to repeal section 4622 of the Code of Georgia.

Also, a bill to alter and amend sections 4596 and 4597 of the Code of Georgia.

Also, a bill to abolish the Penitentiary imprisonment in this State in certain cases, to change the mode of punishment for crimes and misdemeanors, and for other purposes.

Also, a bill to authorize the Justices of the Inferior Court of Habersham County to levy a tax upon land for the benefit of the Soldiers Association, to provide for the collection of the same, and for other purposes.

Also, a bill to prevent settlements by freedmen on lands, without any visible means of support, and to punish white persons who encourage such settlements.

Also, a bill to provide for the holding of supplementary Courts in this State, and the regulation of testimony therein, and to specify the character of the Jury therefor.

Also, a bill to alter and amend paragraph 1232 of chapter 2nd, of the Code.

Also, a bill for the relief of B. T. Handley, Richard L. Haynes, M. J. Seal, Alfred H. Teasley, Isham Teasley, Hampton Smith, A. P. Mcpherson, S. F. Kincannon, W. P. Brown, R. A. Camp, and L. P. Brown.

Also, a bill for the relief of Thomas W. Fleming, of the County of Richmond, and all other citizens similarly situated.

Also, a bill making applicable certain laws of force in this State, to free persons of color, and for other purposes.

Also, a bill to authorize the payment of certain claims against the Western & Atlantic Rail Road.

Also, a bill making valid all contracts between white persons and free persons of color in this State.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker :—The Senate has concurred in the Resolution of the House of Representatives in relation to the withdrawal of the troops and the surrender of private property, and the restoration of the writ of *Habeas Corpus*.

Mr. Morris, Chairman of the Committee on Petitions, made the following report:

The Committee to whom has been referred the memorial of S. H. Sanders, praying compensation for property destroyed by the Georgia Militia, and other Georgia troops, while stationed at Camp Stephens, Ga., have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the prayer of the petition be not granted.

The memorialist does not state, in his petition, the value

of the property destroyed, nor what officer was in command, nor by whose authority it was done; or whether done by the authority of any officer, or other authority. The petitioner doubtless, in common with other citizens of Georgia, has suffered heavy pecuniary loss from the military forces of the State and Confederate States; and had Georgia the means or ability to indemnify all her citizens for losses sustained from the army during the late war, it would no doubt be her pride and pleasure to do so, but such is not her situation.

The Committee therefore beg leave to be discharged from the further consideration of the same.

THOMAS MORRIS,
Chairman.

Mr. Moses, from the Committee on the Judiciary, made the following report:

Mr. Speaker:—The Committee on the Judiciary have had the following bills under consideration, and report as follows:

A bill to be entitled an act to repeal all laws prohibiting the distillation of corn, wheat, potatoes, &c., into spirituous liquors. Recommend it do pass.

Also, a bill to be entitled an act to amend the road laws of this State, so far as relates to the County of Berrien. The Committee considers this bill Constitutional, but recommend it do not pass.

R. J. MOSES,
Chairman.

Mr. Glenn of Whitfield offered the following Resolution, which was taken up, read, and adopted:

Resolved, That the House now proceed to elect a Speaker *pro tem.*, and that the voting be *vive voce*.

The House proceeded to the election of a Speaker *pro tem.*, the members voting *vive voce*, and on receiving and adding up the vote it appeared the Hon. R. A. T. Ridley had received 64 votes, and Hon. E. H. Pottle 70 votes.

The Hon. E. H. Pottle having received a majority of the whole number of votes polled, was declared duly elected Speaker *pro tem.*

Those who voted for Mr. Pottle are Messrs:

Adams,	Cook,	Ford,
Asbury,	Dickson of Walker,	Frazier,
Bennett,	Dixon of Macon,	French,
Boyd,	Dodson,	Gartrell,
Brown of Houston,	Dorsey,	Grogan,
Brock,	Dozier,	Gunnells,
Carter,	Durham,	Harrison,

Hinton,	Mitchell of Gwin-	Shepard,
Hollis,	nett,	Simms, of Bartow,
Howard of Lump-	Moses,	Smith, of Hancock,
kin,	Oates,	Snead,
Hughes of Union,	Peeples,	Spear,
Jones, J. J., of	Redwine,	Stapleton,
Burke,	Rhoades,	Stanfield,
Kibbee,	Ridley,	Stanton,
Mallard,	Robinson, of Lau-	Stewart,
Mattox,	rens,	Wali,
McCullough,	Robison,	Watkins,
McDowell of Pike,	Rogers,	Weaver,
McDougald,	Roundtree,	Wicker,
McWhorter of	Rumph,	Wilkinson,
Greene,	Russell of Chat-	Woods of Floyd.
McWhorter of Oglp'	ham,	Woods, of Morgan.
Mizell,	Russell, of Musco-	
Morris of Franklin,	gee,	
Morrow, ,	Scandrett,	
Mitchell of Thomas,	Sharp,	

Those who voted for Mr. Ridley are Messrs:

Alexander,	Harden,	Pottle,
Baynes,	Harlan,	Quillian,
Benson,	Hargett,	Ragsdale,
Brown of Early,	Hill,	Render,
Bush,	Howard of Bartow,	Robinson, of Ap-
Burch,	Hockenhull,	pling,
Byington,	Hodges,	Sale,
Cabiness,	Hudson,	Shaw,
Cameron,	Hughes, of Twiggs,	Smith of Clinch,
Candler,	Johnson of Forsyth,	Stallings,
Cloud,	Johnson of Henry,	Starr,
Davenport,	Maddox,	Swearingen,
Dodds,	Martin,	Tench,
Ellington,	McCutchen,	Thomas,
Evins,	McComb,	Tucker,
Fincannon,	McDowell of Heard,	Umphrey,
Frost,	McRae,	Wilburn,
Gibson,	McQueen,	Williams of Dooly-
Glenn,	Montgomery,	Winnigham,
Green,	Meughen,	Woodward,
Hall,	Pickett,	Womble.
Hand,	Phillips,	

Mr. Adams moved that the Hon. E. H. Pottle having been duly elected Speaker *pro tem.*, and being present in the House be requested to take his seat without further ceremony, which motion prevailed, and Mr. Pottle took the chair and tendered his acknowledgements to the House.

Mr. Hudson of Harris moved a suspension of the rule to take up the report of the Committee on the subject of abolishing the Penitentiary, which motion prevailed, when on motion of Mr. Hudson said report was postponed for the present, and made the special order for Thursday next.

The following bills were read the 2nd time and committed for a third reading, to-wit :

A bill to incorporate the Dalton Petroleum & Mining Company.

Also, a bill to authorize Justices of the Inferior Court of Elbert County to levy and collect an extra tax for County purposes.

Also, a bill to repeal an act assented to December 10th, 1803, incorporating the town of Elberton, and all acts amendatory thereof, and re-incorporating said town, and to give the town council of said town certain powers hereinafter specified.

Also, a bill to incorporate the North-Western Mining Company.

Also, a bill to incorporate the Lockout Valley Mining Company.

Also, a bill to aid the people of Chattooga in the reconstruction of their Jail.

Also, a bill to exempt from Jury duty all active members of any incorporated Fire Company in this State.

Also, a bill to repeal an act to alter the time of holding the election of Receiver of Tax Returns, and Collectors in this State, to prescribe the mode in which they shall give bonds, and the mode in which the offices of Tax Receivers may be declared vacant, so far as relates to the 1st section of said act, assented to December 6th, 1860.

Also, a bill to allow Ewell Pace, of the County of Jackson, to peddle without license.

Also, a bill in relation to extending the time for the issuing grants on surveys until the 25th day of December, 1868.

Also, a bill granting certain privileges therein named to the people living near the Western & Atlantic Rail Road.

Mr. Render, Chairman of the Enrolling Committee, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, and President of the Senate, the following Resolution and acts, to-wit :

A Resolution authorizing his Excellency the Governor to borrow upon the faith and credit of the State, the sum of one hundred thousand dollars.

Also, an act for the encouragement of Richmond Fire Company. number seven, and for other purposes.

Also, an act to incorporate the Gazelle Fire Company No.

4, and Gazelle Hose Company, number four, for the encouragement of their members, and for other purposes.

Also, an act to amend the several acts of force in relation to the city of West Point, in Troup County, and to grant to the Mayor and Aldermen of said city additional powers, and to define the same.

The following bills were read the second time and referred to the Committee on Finance, to-wit:

A bill to authorize and require the Treasurer of the State to make certain advances, and for other purposes.

Also, a bill to exempt for five years, the widows and orphans of deceased soldiers, from the payment of taxes, &c.

Also, a bill to require tax payers to give in their lands in the County where it is situated, and for other purposes.

The bill to prohibit concubinage among the blacks of this State, and for other purposes therein mentioned, was read the second time and referred to the Committee on Freedmen's affairs.

Also, a bill to alter and amend paragraph 4512, section 26th, of the Penal Code.

The bill to abolish the State Penitentiary was read the 2nd time and referred to the Committee on the Penitentiary.

The following bill was read the 2nd time and ordered to be engrossed, to-wit:

A bill to authorize and allow Willis Wynn, of Warren County, to practice medicine, prescribe for diseases, and charge for the same.

The following bills were read the second time and referred to the Committee on New Counties and County lines, to-wit:

A bill to change the line between the Counties of Early and Miller.

Also, a bill to change the line of the Counties of Johnson and Laurens, so as to add a part of the County of Laurens to the County of Johnson.

Also, a bill to change the line between the Counties of Johnson and Washington, so as to add a portion of the County of Washington to the County of Johnson.

On motion of Mr. Kibbee of Pulaski, the rule was suspended, when he offered a Resolution bringing on the election for two United States' Senators, and two Judges of the Supreme Court of this State, on Tuesday next.

Mr. Kibbee moved further to suspend the rule to take up said Resolution, which motion was lost.

On motion the House adjourned until 9 o'clock Monday morning next.

MONDAY, JAN'Y 22ND, 1866. }
 9 o'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

The Clerk proceeded to call the roll of the counties, when Mr. Pottle of Warren, reported a bill to be entitled an act to amend the 4391 section of the Code of Georgia.

Also, a bill to amend sections 1775 and 1776, of the revised Code, relative to Orphans.

Also, a bill to be entitled an act relative to bonds of Trustees.

Also, a bill to change the name of the Milledgeville Rail Road Company, and for other purposes.

Also, a bill to alter and repeal certain sections of the revised Code, relating to the payment of claims against the estates of deceased persons.

Also, a bill to alter and repeal certain sections of the revised Code of Georgia, relating to adverse possession and prescription.

Mr. Standfield of Tattnall, reported a bill to be entitled an act to extend the civil jurisdiction of Justices Courts in the various counties in this State.

Also, a bill to fix the fees of Justices of the Peace and Constables, in the several counties in this State.

Mr. Shaw of Stewart, reported a bill to change the mode of empanelling Jurors, in criminal cases.

Mr. McDowell of Pike, reported a bill for the relief of certain persons therein named, and to make an appropriation of money for the payment of certain liabilities incurred in suppressing the Small Pox.

Mr. Hunter of Jackson, reported a bill to amend section 1385 of the Code of Georgia, declaring the way which estray property may be sold.

Mr. Hill of Fulton, reported a bill to amend the 4613th section of the Code of Georgia.

Mr. Brock of Haralson, reported a bill to authorize Sheriffs, Constables, and other Judicial officers, to follow offenders into any counties to which they may escape, and to arrest them.

Mr. McDowell of Heard, reported a bill to authorize the Justices of the Inferior Court of the county of Heard, to levy and collect a tax for certain purposes.

Mr. Morris of Franklin, reported a bill to authorize all persons who have been in the regular practice of medicine five years previous to the first of January 1866, to practice without a license.

Mr. Hill of Fulton, reported a bill to incorporate the Atlanta Canal Water Works, and Manufacturing Company.

Mr. Maddox of Fulton, reported a bill to incorporate the Atlanta Street Rail Road Company, and for other purposes.

Mr. Fraser of Liberty, offered a resolution requesting the Governor to solicit the modification of the test oath.

Mr. Stewart of Spalding, offered the following resolution which on motion, was taken up, read and adopted :

Resolved by the House of Representatives, that the Messenger of this House be instructed to purchase a carpet of gunny-bagging, and have the same put upon the floor of this Hall, at the earliest practicable day.

Mr. Weaver, of Clay, reported a bill to be entitled an act to change the time of holding the Superior Court of Clay county.

Also, a bill to bar by statute of limitations on execution after being open and of full force for a certain number of years herein mentioned, and for other purposes.

Mr. Wilkerson of Columbia, reported a bill for the relief of Executors, Administrators, Guardians and Trustees, and for other purposes.

Mr. Harrison of Chatham, reported a bill to amend an act to incorporate the Skidaway Shell Road Company, and for other purposes therein mentioned, assented to December 22d, 1857.

Also, a bill to incorporate a town called Vernonburg.

Also, a bill to incorporate the united Hydraulic cotton press company of Savannah, Georgia, for the purpose of establishing in the City of Savannah, in the State of Georgia, for the purpose and business of compressing and storing cotton and wharfage, in said city, and for other purposes therein mentioned.

Mr. J. J. Jones, of Burke, reported a bill to amend the 1670th section of the Code of Georgia, in reference to divorces.

Also, a bill to compell Rail Road, Steamboat and Express companies to furnish parties receipts for articles delivered, and prescribe the penalty for refusal.

Mr. Hodges, of Butts, reported a bill to authorize Butts county to retain the tax of said county for 1866, for rebuilding at Jackson, the court house, and jail, and for other purposes.

Mr. Sharpe, of Cherokee, reported a bill to authorize the county of Cherokee to retain the State tax, for the present year, for the purpose of rebuilding a court house and jail,

and to extend this privilege to all other counties similarly situated.

Mr. Williams, of Bryan, reported a bill to fix the fees of Coroners, in the several counties in this State, and for other purposes.

Mr. Redwine, of Fayette, reported a bill to add an additional section to an act incorporating the town of Fayetteville, assented to Dec, 20th, 1823, and to amend section 3d of said act.

Mr. Moses, of Muscogee, reported a bill explanatory of the 2462d section of the Code of Georgia, relative to the administration of unrepresented estates.

Mr. Sheppard, of Walton, reported a bill to define and establish the given names and sur-names of colored freedmen, and to provide for the establishment and re-organizing the same.

Mr. Woods, of Floyd, reported a resolution instructing the Judiciary Committee to report a bill providing a basis of settlement of Confederate contracts.

Mr. Hughes, of Twiggs, offered a resolution requesting the Governor to memorialize the Secretary of the Treasury, upon the subject of seizing cotton, &c.

Mr. Ridley, of Troup, offered resolutions relative to the pardon of Jefferson Davis and others, and a general amnesty and pardon of all those engaged in the recent rebellion, which was referred to committee on State of the Republic.

The House took up the report of the committee on the bill to authorize the Justices of the Inferior Court of Elbert county to levy and collect a tax for county purposes.

The report was agreed to, the bill was read the third time and passed.

The bill to authorize and allow Willis Wynn, of Warren county, to practice medicine, prescribe for diseases, and charge for the same, was taken up and laid on the table for the present.

Mr. Render, chairman of the enrolling committee, reported as duly enrolled and ready for the signatures of the Speaker of the House of Representatives and President of the Senate, the following resolution :

A resolution, requesting of the President of the U. S. if not a withdrawal of the troops, a surrender of private property, and a restoration of the writ of habeas corpus.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :—*The Senate has passed the following bills to-wit :

A bill to authorize the rendition of decrees in equity in vacation, and to legalize certain decrees already rendered.

A bill to change the time when Justices of the Inferior Courts may draw juries for the Superior Courts and to legalize the holding of certain Superior Courts.

A bill to change the line between Worth and Irwin counties, so as to include lot No. 30. 2d district of Irwin, in Worth county

The Senate has also agreed to the following resolutions of the House of Representatives :

A resolution requesting His Excellency the Governor, to communicate to His Excellency the President of the United States the distressed condition of the owners of real estate on Wilmington, Whitmarsh and other islands, and to request the restoration of the same, with an amendment, to which the concurrence of the House of Representatives is respectfully invited.

Also, a resolution to refer to a select committee of the two houses, that portion of the Governor's message, relating to the State's interest in the Card Factory ; the committee on the part of the Senate consists of Messrs. J. A. W. Johnson and Kenan.

The Senate has also agreed to a resolution requesting His Excellency the Governor to call upon the several Banks of this State to make a return of their condition, conformable to the law now existing, within ten days, to which they ask the concurrence of the House of Representatives.

The House took up the report of the committee on the bill to repeal an act assented to Dec. 10th, 1803, incorporating the town of Elberton, and all acts amendatory thereof, and to re-incorporate said town, and to give the town council of said town certain powers herein specified.

The report of the committee as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Dalton Petroleum and Mining company, which, after various amendments offered by Mr. Gartrell, Mr. J. J. Jones, and Mr. Moses, was, on motion of Mr. Adams, referred to the committee on Agriculture, and Internal Improvements.

The House took up the report of the committee on the bill to be entitled an act to repeal all acts prohibiting the distillation of corn, wheat, potatoes, &c., into spirituous liquors.

Mr. Hollis, of Marion, offered the following amendment :

Be it further enacted, That all bonds heretofore given under said acts are hereby declared null and void, and that all

principals and securities on said bonds are hereby relieved from all liabilities and penalties incurred thereunder, which amendment was lost.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the road laws of this State, so far as relates to the county of Berrien.

The report of the committee was agreed to, which being adverse to the bill, the same was lost.

The House took up the bill to incorporate Lookout Valley Mining Company, which, on motion, was referred to the committee on Manufactures.

The House took up the bill to be entitled an act to aid people of Chattooga in the reconstruction of their jail.

Mr. Dodson offered an amendment which was agreed to :

“ This act shall apply to all counties in which the jail has been destroyed by the casualties of war ”.

On motion of Mr. J. J. Jones, the bill was referred to the committee on the Judiciary.

The bill to make owners and possessors of mischievous dogs liable for damages, was referred to the committee on the Judiciary.

The bill to exempt from jury duty all active members of any incorporated fire company, in this State, was referred to the committee on the Judiciary.

Also, a bill to extend the time for issuing grants on surveys, &c.

Mr. Gartrell offered the following resolution, which was taken up, read, and adopted, to-wit :

Resolved, that the committee on Agriculture and Internal Improvements be relieved from the consideration of the bill to incorporate the Dalton, Petroleum and Mining company, and that the same be referred to the committee on Manufactures.

The bill to allow Ewell Pace to peddle without license, was withdrawn.

The bill to incorporate the North-Western Mining company, was referred to the committee on Manufactures.

The bill to alter the time of holding the election of receivers of tax-returns, and collectors, in this State, to prescribe the mode in which they shall give bond, and the mode in which the office of Receiver of tax-returns may be declared vacant, so far as relates to the 1st section of said act, &c., was referred to the committee on Finance.

The bill to abolish the offices of Clerk in the office of Comptroller General, and Clerk in the office of State Treasurer, was read 2nd time and referred to the committee on Finance.

The following Senate bills were read the first time, to-wit :

A bill to permit certain persons to build stock gaps on the W. & A. Rail Road.

Also, a bill to repeal so much of the act of the General Assembly of the State of Georgia, as authorizes the extension of the charter of the Union Bank, approved Feb'y 13th, 1864.

Also, a bill to amend an act entitled an act to incorporate the Georgia & Alabama Rail Road company, and to grant certain powers and privileges to the same, passed Feb'y 18th, 1864.

Also, a bill to amend the charter of the City of Rome by authorizing the Mayor and Council to raise the fee for retail license, and to prohibit the erection of wooden buildings.

Also, a bill to amend and add to the 3985th section of the Code of Georgia.

Also, a bill to confer certain powers on the commissioners of Louisville, and for other purposes.

Also, a bill for the relief of securities on recognizances in certain cases.

Also, a bill to add the county of Terrell to the South-Western Judicial circuit.

Also, a bill to establish the seal to be used in the office of Secretary of State.

Also, a bill to repeal an act assented to on the 21st day of December, 1857, requiring the Court of Ordinary of Tatnall county to be held on the 2d Monday in October, instead of 1st Monday, as provided for by law.

Also, a bill to authorize the rendition of decrees in equity in vacation, and to legalize certain decrees already rendered.

Also, a bill to authorize and empower the Judges of the Superior Courts of this State, to hold special terms for the trial of criminals, and for other purposes.

Also, a bill to incorporate the Georgia and Alabama Mining and Manufacturing company.

Also, a bill to change the line between Worth and Irwin counties, so as to include number 30, 2nd district, of Irwin, in Worth county.

Also, a bill to repeal an act entitled an act to extend the civil jurisdiction of the city courts of Augusta, to abolish the tax or Court fee, and to make the fees of the officers of that Court the same as in the Superior Courts of this State, assented to March 9th, 1865.

Also, a bill to alter and amend the tenth paragraph, of the 2nd article, part 1st, title 16th, chapter 5th, of the Code of Georgia.

Also, a bill to incorporate the Chattahooche Mining company.

Also, a bill to allow Clerks of the Superior and Inferior Courts of this State, to practice law in all the Courts of this State, except the Courts in which they are officers.

Also, a bill to repeal an act to change the 2nd section of an act entitled an act to alter and amend the road laws of this State, approved December the 19th, 1818, so as to extend and define the ages to which persons shall be liable to work upon public roads, assented to December 4th, 1862.

Also, a bill to change the time when the Justices of the Inferior Court must draw juries for the Superior Courts, and to legalize the holding of certain Superior Courts.

The House bill to be entitled an act to fix the salaries of the Judges and certain other officers of this State, was read the 2d time and referred to the committee on the Judiciary.

Mr. Johnson, of Forsyth, offered the following resolution, which was taken up, read and adopted, to-wit :

Resolved, that the use of the Hall of Representatives be tendered to Mr. J. W. Jackson, at 7 o'clock, P. M., for the purpose of delivering an address on the subject of "relief to the people".

Mr. J. J. Jones, of Burke, moved that when the House adjourn it adjourn until 9 o'clock Wednesday morning next, which motion was lost.

Mr. Adams moved that when the House adjourn, it adjourn until 10 o'clock, to-morrow morning, which motion was lost.

On motion of Mr. Ridley, the House adjourned until 9 o'clock, to-morrow morning.

TUESDAY, JANUARY 23RD, 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

On motion of Mr. Fraser, of Liberty, the rule was suspended, and the resolution requesting the modification of the test oath referred to the committee on the State of the Republic.

Mr. Cook, of Irwin, moved to suspend the rule to allow him to introduce a resolution relative to bringing on certain elections, which motion was lost.

Leave of absence was granted to Messrs. Winningham, of DeKalb, and Vason, of Dougherty, on special business.

Mr. Render, chairman of the Enrolling committee, reported as duly enrolled and ready for the signatures of the Speaker of the House of Representatives, and President of the Senate, the following resolution :

Resolution to appoint a committee of three from the House, and two from the Senate, to take into consideration that part of the Governor's message which relates to the State's interest in the Card Factory.

Also, a resolution authorizing the appointment of a joint committee to enquire into the present condition of the Executive Mansion.

Mr. Adams, chairman of the committee on Finance, submitted the following report :

Mr. Speaker: The committee on Finance to whom the following bills were referred, submit the following report, to-wit :

They have had under consideration a bill to be entitled an act for the relief of wounded, disabled, indigent soldiers.

Also, a bill to be entitled an act for the relief of indigent disabled soldiers, and the widows and orphans of deceased soldiers of this State, and they request that they be referred to a special committee.

Also, a bill to be entitled an act to repeal an act to alter the time of holding the election of Receiver of Tax Returns, and Collectors, in this State, to prescribe the mode in which they shall give bonds, and the mode in which the office of Receiver of Tax Returns may be declared vacant, so far as relates to the first section of said act, assented to December 6th., 1860, which they recommend do not pass.

Also, a bill to be entitled an act to abolish the offices of Clerk in the office of the Comptroller General, and Clerk in the office of the State Treasurer. Recommend it do pass.

Also, a bill to exempt for five years the widows and Orphans of deceased soldiers from the payment of taxes, &c.—Recommend it do not pass.

Also, a resolution authorizing James Johnson, Provisional Governor, to negotiate a loan or loans of money on the credit of the State.

They report the same back to the House without action, the Finance Committee having submitted a resolution at its first meeting in relation to the same.

F. W. ADAMS,
Chairman Finance Committee.

Mr. McWhorter, chairman of the committee on New Counties and County Lines, made the following report :

Mr. Speaker: The committee on New Counties and County Lines beg leave to submit the following report:

They have had under consideration the following bills, to-wit:

A bill to change the county lines between the counties of Johnson and Laurens, and I am instructed to report the same back to the House with a recommendation that it do not pass.

Also, a bill to change the county lines between the counties of Johnson and Washington, and I am instructed to report the same back to the House without any recommendation.

Also, a bill to change the county lines between the counties of Early and Miller, and I am instructed to report the same back to the House with a recommendation that it do pass.

Also, a bill to alter the 2nd and 3rd Congressional Districts so as to add the county of Schley of the 3rd to the 2nd Congressional District, and I am instructed to report the same with a recommendation that it do pass.

R. L. McWHORTER,
Chairman.

Mr. Moses, chairman of the committee on the Judiciary, submitted the following report:

Mr. Speaker: The committee on the Judiciary have had under consideration a bill to be entitled an act to authorize the payment of certain claims against the Western & Atlantic Railroad.

The committee require further information before they can finally dispose of said bill, and for the purpose of obtaining the same recommend the passage of the following resolution:

Resolved, That all persons having claims against the State of Georgia for services rendered, or materials furnished the State road during the administration of John W. Glenn, and who are now seeking relief before the legislature do make out their accounts, supported by proper evidence, and present them to the committee on the Judiciary (first being approved by the auditor) that the committee may consider the propriety of reporting a bill for the payment of the same during the present session of the Legislature.

On motion the resolution was taken up, read and adopted.

Mr. Glenn, of Whitfield, moved a suspension of the rule to take up the resolution from the Senate bringing on the election of Judges of the Supreme Court, and two U. S. Senators, which motion was lost.

Mr. J. B. Jones offered the following resolution which was taken up, read and adopted, to-wit :

The resolution relative to freights charged by Railroads, having been referred to the committee on Agriculture & Internal Improvements at the close of the adjourned session, and a bill embracing the object of said resolution having been introduced at this session was referred to the Judiciary committee, therefore

Resolved, That the committee on Agriculture and Internal Improvements be relieved from the further consideration of said resolution, and that the same be referred to the committee on the Judiciary.

The bill to be entitled an act to perfect service against Express Companies, and to regulate evidence in regard to their contracts was read the 2nd time, and referred to the committee on the Judiciary.

The bill to incorporate the Southern Savings Bank & Commercial Agency was read the 2nd time and referred to the committee on Banks.

Mr. Glenn, of Whitfield, moved to take up the Senate resolution bringing on the election of two Judges of the Supreme Court and two U. S. Senators on Tuesday, the 23rd instant, which motion was withdrawn.

The following bills were read the 2nd time, and referred to the committee on the Judiciary, to-wit :

A bill to regulate testimony in cases of common carriers.

Also, a bill to have certain contracts between Freedmen, and free persons of color, of this State made with white persons, reduced to writing, and to punish those who fail or refuse so to do.

Also, a bill making it a misdemeanor for any one to buy or peddle upon poultry, and other produce, under certain restrictions, and to provide a license therefor, by the Inferior Courts.

Also, a bill to allow attorneys and Solicitors of this State to argue their causes in the Supreme Court of Georgia by written argument, &c.

Also, a bill to adjust and make equitable all charges by substituting the prices of 1860, in lieu of the nominal or Confederate prices as charged during the war, and to fix the rate of interest during the suspension of the Courts.

Also, a bill in relation to the jurisdiction of Justices Courts in this State:

The bill to change the county line between the counties of Spalding and Henry, so as to include the farm and residence of Andrew Walker in the county of Spalding, was read the second time and referred to the committee on New Counties and County Lines.

The bill for the relief of the several Banking institutions of this State, and of the stockholders thereof, was read the second time and referred to the committee on banks.

The following Senate bills were read the second time and referred to the committee on the Judiciary, to-wit:

A bill to extend the civil jurisdiction of the City Courts of Augusta, to abolish the tax or Court fee, and to make the fees of all officers of that Court the same as in the Superior Courts of this State, assented to March 9th, 1865.

Also, a bill to change the time when the Justices of the Inferior Court must draw Juries for the Superior Courts, and to legalize the holding of certain Courts.

Also, a bill to change the second section of an act entitled an act to alter and amend the road laws of this State, approved December 19, 1818, so as to extend and define the ages to which persons shall be liable to work upon public roads, assented to December 4th, 1862.

Also, a bill to allow Clerks of the Superior and Inferior Courts of this State to practice law in all the Courts of this State, except the Courts in which they are officers.

Also, a bill to add the county of Terrell to the South Western Judicial Circuit.

Also, a bill to authorize the rendition of decrees in equity in vacation, and to legalize certain decrees already made.

Also, a bill for the relief of securities on recognizances in certain cases.

Also, a bill to authorize and empower the Judges of the Superior Courts of this State to hold special terms for the trial of criminals, &c.

Also, a bill to amend and add to the 3985th section of the Code of Georgia.

Also, a bill to amend the Charter of the city of Rome, by authorizing the Mayor and Council to raise the fee for retail license, and to prohibit the erection of wooden buildings.

The following Senate bill was read the second time, and committed for a third reading, to-wit:

A bill to be entitled an act to change the line between Worth and Irwin counties so as to include No. 30, in 2nd district of Irwin in Worth county.

Also, a bill to alter and amend paragraph 10, of the 2nd article, part 1st, title 16th, chapter 5th, of the Code of Georgia.

Also, a bill to amend an act to incorporate the Georgia & Alabama Railroad Company, and to grant certain powers and privileges to the same, passed February 18th, 1864.

Also, a bill to repeal so much of the act of the General Assembly of the State of Georgia as authorizes the extension of the charter of the Union Bank, &c.,

Also, a bill to establish the seal to be used in the office of Secretary of State.

Also, a bill to confer certain powers on the commissioners of Louisville, and for other purposes.

Also, a bill to repeal an act assented to on the 21st day of December, 1857, requiring the Court of Ordinary of Tannall county to be held on the second Monday in October instead of the first Monday as provided by law.

The Senate bill incorporating the Chattahoochee Mining Company was read the second time, and referred to the committee on Manufactures.

Also, a bill to incorporate the Georgia & Alabama Mining & Manufacturing Company.

The bill to permit certain persons to build stock gaps on the Western & Atlantic Railroad was read second time, and referred to the committee on Internal Improvements.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit :

Mr. Speaker : The Senate has passed the following bills, to-wit :

A bill to alter paragraphs 4598 and 4607 of the Code of Georgia.

A bill requiring certain criminal prosecutions to be *not pressed*.

A bill to repeal an act entitled an act to amend the charter of the Macon & Western Railroad, assented to December 14th, 1863, also an act to amend the charter of the Macon & Western Railroad, assented to December 14th, '63, assented to December 19, '64.

A bill to amend the charter of the Dalton & Jacksonville Railroad Company, and acts passed in relation to the same.

A bill to alter and amend the laws regulating interest in this State, and to establish a conventional rate of interest.

A bill to incorporate the Georgia Express Company.

The Senate has also agreed to the resolution of the House of Representatives in relation to certain mail routes, with an amendment to which they ask the concurrence of the House of Representatives.

The following House bills were read the 2nd time, and referred to the committee on the Judiciary, to-wit :

A bill to repeal the fourth paragraph of section 125 of the Code of Georgia.

Also, a bill to make duplicate plats and grants original evidence in certain cases.

Also, a bill to amend the 1760th paragraph, title 2nd, chapter 3rd, article 1st, of the Code.

Also, a bill to amend the 2003 section of the Code of the State of Georgia in relation to the discharge of Insolvent debtors; &c.

Also, a bill to avoid litigation by defining the mode of settlement of cases therein mentioned.

Also, a bill to fix jail fees for dieting prisoners.

Also, a bill to carry into effect the 9th paragraph, 1st section, of the 5th article of the Constitution of this State.

Also, a bill to add an additional section to the Penal Code.

Also, a bill to authorize Kevey Jackson, of the county of Scriven, to peddle without license.

Also, a bill to authorize Jefferson Roberts to establish a ferry across the Savannah river.

Also, a bill to increase the fees of the several county officers of this State.

Also, a bill to prescribe a more summary mode for the enforcement of mechanics liens.

Also, a bill to alter and amend 1st number, section 1934, 2nd article, part 2nd, title 2nd, chapter 2nd of the Code.

Also, a bill for the relief of the people of this State.

Also, a bill to legalize the acts of John C. Wells, while acting Ordinary under commission from his Excellency Jas. Johnson, Provisional Governor of the State of Georgia.

Also, a bill to relieve certain persons herein named from Jury service in the several Courts of this State.

Also, a bill for the relief of Esther M. Massengale, wife of A. L. Massengale, of Columbia county.

Also, a bill to define the liabilities of the several Railroads in this State, and to provide for the recovery of damages against said Railroads, in certain cases therein named.

Also, a bill to provide for the binding out of certain negro children in this State.

Also, a bill to authorize Artemesia A. E. Jones, wife of James M. Jones, of Bibb county, to receive any property she is or hereafter may be entitled to by inheritance or otherwise, where the same is not limited over, in the same manner as though she were a *feme sole*.

Also, a bill to appoint a Superintendent of roads and bridges, for the county of Wilkes.

Also, a bill to alter and amend paragraph 4445 of part 4th, title 1st, of the revised Code of Georgia.

Also, a bill to amend the laws of this State concerning interest on money.

Also, a bill to amend the laws of evidence.

Also, a bill to provide for the payment of the salaries of the Judges of the Superior Courts, the Supreme Court, and the City Courts during a portion of the years 1864 and 1865, and for other purposes.

Also, a bill to legalize the acts of E. M. Jones and E. W. Miller, temporary administrators on the estate of Henry Jones, late of Pike county deceased.

Also, a bill to organize a new Judicial Circuit and to prescribe the times of holding Courts therein.

Also, a bill to authorize the redemption of lands forfeited or confiscated for taxes, &c.

Also, a bill to punish freedmen for living in adultery, and authorize their marriage.

Also, a bill for the relief of John S. Edmondson, of the county of Wilkes, and for other purposes.

Also, a bill to punish Ordinaries Clerks and Deputies for issuing marriage license, in certain cases.

Also, a bill to punish officers of this State for uniting in matrimony the white with the black race.

Also, a bill to fix the term of office of Sheriffs of this State and regulate the same.

The following bills were read the second time, and committed for a third reading, to-wit :

A bill to amend the second section of an act entitled an act to incorporate the town of Brunswick, in the county of Glynn, to define its jurisdictional limits, to provide for the election of Mayor and City Council, and such other officers as may be required, and confer upon them specific powers, and for other purposes therein mentioned.

Also, a bill to enlarge the rules of evidence in certain cases in all Courts of law and equity in this State.

Also, a bill to alter and amend an act to incorporate the town of Dawson.

Also a bill to authorize the sale of the "Exile camp," in Terrell county, Georgia, and for other purposes.

Also, a bill to change and fix the time of holding the January term of the Courts of Ordinary in this State from the second Monday in said month, as now fixed by law, to the first Monday in January, in each and every year.

Also, a bill to compensate the Grand and Petit Jurors in Wilcox county.

Also. a bill to authorize Aaron B. Strickland, of the county of Tatnall, to peddle in this State without license.

Also, a bill to change the second section of an act entitled an act to alter and amend the road laws of this State. approved 19th December, 1818, so as to extend and define the ages to which persons shall be liable to work upon the public roads.

The following bills were read the second time, and referred to the committee on New Counties and County Lines, to-wit :

A bill to change the county line between the counties of Upson and Crawford, so as to include the residence and farm of of Lenora Wartly, of the county of Crawford, in the county of Upson.

Also, a bill to change the county line between the counties of Lee and Terrell, to add a portion of the county of Lee to the county of Terrell, and for other purposes.

The following bills were read the second time, and ordered to be engrossed, to-wit :

A bill to authorize the Inferior Court of Pulaski county to levy and collect an extra tax for the years 1866, 1867 and 1868, for the purpose of building a Court House and Jail in said county upon the recommendation of the Grand Jury of said county.

Also, a bill for the relief of certain persons therein mentioned.

Also, a bill to regulate the manner of disposing and dividing the Common School Fund in and for Echols county.

Also, a bill to authorize Henry W. Renfroe, M. R. Banner and John K. Osborn, of the county of Whitfield, to practice medicine and charge therefor.

The following bills were read the second time, and referred to the committee on Finance, to-wit :

A bill to increase the fees of the Ordinaries and Clerks of the Superior and Inferior Courts of this State.

Also, a bill for the relief of maimed soldiers and widows whose husbands died or was killed during the war.

The following bills were read the second time and referred to the committee on the Penitentiary, to-wit :

A bill for the relief of J. M. Martin, a convict in the Penitentiary of Georgia.

Also, a bill for the relief of Terry L. Cox, a convict in the Penitentiary of Georgia.

The bill to authorize the incorporators of Houston Factory to issue change bills for the space of ten years for the convenience of their business, and the community, was read the second time and referred to the committee on Banks.

The bill for the relief of certain persons who were *bona fide* soldiers of the late Confederate army was read the second time and referred to the committee on military affairs.

The bill to incorporate the North Georgia Petroleum Oil & Mining Company was read the second time, and referred to the committee on Manufactures.

The bill to incorporate the Dalton Medical College, and for other purposes therein mentioned, was read the second time and referred to a select committee, consisting of Messrs, Ridley, Starr, Howard, Sims, Alexander and Phillips.

The bill to authorize the Justices of the Inferior Court of Scriven county to levy a tax for the support of widows and orphans of deceased or disabled soldiers of said county was read the second time and referred to a special committee.

The bill to provide for the payment of teachers of Poor

Schools for the year 1865 was read the second time and referred to the committee on Public Education.

The bill to incorporate Oak Grove Academy, in Upson county, and to appoint Trustees for the same, and for other purposes, was withdrawn.

Also, a bill for the government and management of the Western & Atlantic Railroad.

On motion of Mr. Moses the House adjourned until 9 o'clock, to-morrow morning.

WEDNESDAY, JANUARY 24TH, 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

A petition from Stephen A. Bennett for relief, &c., was found on the Speaker's desk, taken up, read and referred to the Committee on Petitions.

On motion of Mr. Glenn, of Whitfield, the House took up the Senate resolution bringing on the election of Judges of the Supreme Court and Senators on Tuesday, the 23rd inst.

Mr. Kirby, of Chattooga, offered a substitute for said resolution, as follows:

Resolved, That the General Assembly of the State of Georgia convene in the Representative Hall at 11 o'clock, A. M., on next, and proceed to elect two U. S. Senators, the first to be chosen for the unexpired term of six years, commencing the 4th March, 1863, and the other for the unexpired term of six years, commencing the 4th of March, 1861.

Resolved further, That this body will immediately thereafter proceed to elect two Judges of the Supreme Court of this State, the first for a full term of six years, and the other to fill the vacancy occasioned by the election of the Hon. Chas. J. Jenkins to the office of Governor, and for the unexpired portion of the term for which he was appointed.

The substitute was received in lieu of the original resolution.

Mr. Kirby, of Chattooga, moved to fill the blank with Tuesday, which motion was lost.

Mr. Gleen moved to fill the blank with Friday.

Mr. Moses offered the following amendment to the substitute:

Strike out the words "immediately thereafter," and fill up the first blank with Friday next, and the second with Thursday next.

Mr. McWhorter, of Greene, called the previous question, which was sustained.

The vote was then taken on filling the blank with Friday next, and carried in the affirmative.

The resolution as amended was adopted, and ordered to be sent forthwith to the Senate.

The Clerk proceeded to call the roll of counties, when Mr. Howard, of Bartow, reported a bill to authorize the Justices of the Inferior Court of Bartow county to settle or compromise the bonds of said county that are now due and unpaid, and to issue new bonds for the same.

Also a bill to provide for the rebuilding of the court house and jail in the county of Bartow, and for raising money to pay for the same, and for other purposes.

Mr. Edge, of Campbell, reported a bill to be entitled an act to authorize the Superior and Inferior Courts in this State to fill all vacancies of trustees occurring in private companies.

Mr. Harrison, of Chatham, offered a resolution fixing the hours for the meeting and adjournment of the daily sessions of the House.

Mr. J. J. Jones, of Burke, reported a bill to define the liabilities of executors, administrators, guardians and trustees, and regulate settlements with the same.

Also a bill to create and organize a new Judicial Circuit.

Mr. J. B. Jones reported a bill to exempt from road and jury duty professors of Colleges and teachers of public or county schools in this State.

Also a bill to promote the agricultural interests of Georgia.

Mr. Dodson, of Catoosa, reported a bill to authorize Judges of the Superior Court to grant rules nisi for the foreclosure of mortgages on real estates in vacation.

Also a bill for the relief of certain physicians in this State.

Mr. Stallings, of Coweta, reported a bill to alter and amend an act entitled an act to extend and define the corporate limits of the town of Newnan, in the county of Coweta, to provide for the election of intendant and commissioners for the same, to define their powers, and for other purposes.

Mr. Morris, of Franklin, reported a bill to add an additional section to the Penal Code.

Also a bill authorizing any Sheriff or Constable in this State to make arrests in any county in this State, without regard to the residence of such arresting officer.

Mr. Hill, of Fulton, reported a bill to alter and amend the several acts incorporating the city of Atlanta in Fulton county.

Mr. Maddox, of Fulton, reported a bill to incorporate the Georgia and Alabama Petroleum and Mining Co.

Also a bill to change the name of the Fire and Marine Insurance Co. of Atlanta, Ga.

Mr. Harlan, of Gordon, reported a bill to change the line between the counties of Murray and Gordon.

Mr. Stewart, chairman of the Committee on Manufactures, submitted the following report:

The Committee on Manufactures have had under consideration the following bills, to-wit:

A bill to be entitled an act to incorporate the North Western Mining Co.

They report the bill back to the House with a recommendation that it do pass, with the following amendment:

"That the liability of each stockholder shall cease within six months after the transfer of the same, unless suit shall have been commenced against the incorporation within that time; *Provided*, that the stockholders making the transfer shall cause the same to be published immediately after the transfer for thirty days in the public gazette issued nearest the principal office of the incorporation."

Also a bill to be entitled an act to incorporate the Look-out Valley Mining Co.

They report the bill back with the recommendation that it do pass, with the following amendment:

"That the liability of each stockholder shall cease within six months after the transfer of the same, unless suit shall have been commenced against the incorporation within that time; *Provided*, that the stockholders making the transfer shall cause the same to be published immediately after the transfer for thirty days in the public gazette issued nearest the principal office of the incorporation."

Also a bill to be entitled an act to incorporate the Dalton Petroleum and Mining Co.

They report it back with the recommendation that the original bill do pass, with the following amendments, to-wit:

That the second section of said bill be amended as follows: "that all the property, real and personal, of said company, and all the individual property of each stockholder, to the amount of their stock respectively, shall be subject to the payment of all debts and liabilities of said company; *And provided further*, that the liability of each stockholder shall cease within six months after the transfer of the same, unless suit shall have been commenced against the incorporation within that time; *Provided*, that the stockholders making the transfer shall cause the same to be published immediately after the transfer for thirty days in the public

gazettee issued nearest the principal office of the incorporation."

(signed) J. D. STEWART,
Chm'n Com.

Mr. Moses, chairman of the Judiciary Committee, submitted the following report:

Mr. Speaker:—The Committee on the Judiciary have had the following bills under consideration, and report as follows:

A bill to be entitled an act to make all suits, writs and processes which were returnable to Houston Superior Court as of October term, 1865, returnable to the February term of said Superior Court, to be held in the year 1866. Recommend it do pass.

Also a bill to be entitled an act for the relief of Jaenette Greenleaf, wife of Luther Greenleaf, of Pierce county. Recommend it do not pass.

Also a bill to be entitled an act for the relief of Albert Morrell of Taylor county. Recommend it do not pass.

Also a bill to be entitled an act to punish offenders for galloping or straining a horse by a residence or any one on horseback, or in a vehicle of any kind, or straining a horse except in a race. Recommend it do not pass.

Also a majority of the committee report that the 1st, 2d and 3rd sections be stricken out of a bill to be entitled an act to fix the salaries of the Judges and certain other officers of the State of Georgia. The committee, considering the present salaries as fixed by the Code the proper salaries for the services to be performed, and they further recommend that the blank in the 4th section be filled with the sum of five hundred dollars, and the blank in the 5th section be fill up with the sum of twelve hundred and fifty dollars.

The Committee request that the Hon. J. D. Stewart, of Spalding, may be added to the Committee on the Judiciary.

(signed) L. J. MOSES,
Chairman.

The following message was received from His Excellency, the Governor, by Mr. Hunter, his Secretary:

Mr. Speaker:—I am directed by His Excellency, the Governor, to return to this branch of the General Assembly, in which it originated, a bill entitled "an act to incorporate Gazelle Fire Co. No. 4, and Gazelle Hose Co. No. 4, for the encouragement of their members, and for other purposes," accompanied by a recommendation in writing.

The Governor has approved and signed the following resolution, to-wit:

A resolution requesting of the President of the United

States, if not a withdrawal of the troops, a surrender of private property, and the restoration of the writ of Habeas Corpus.

Mr. J. B. Jones, chairman of the Committee on Agriculture and Internal Improvements, submitted the following report:

The Committee on Agriculture and Internal Improvements have had under consideration,

A bill to define the duties of persons owning adjoining lands where a fence is necessary to divide said lands, and to protect the crops on the same,

Which they report back to the House with a substitute, and recommend that the substitute be passed in lieu of the original bill.

J. J. JONES,
Chairman.

Mr. Cabaness, of Monroe, reported a bill to require all Rail Road Companies in this State to receive and forward all freights offered or tendered for shipment on their Road, on the terms herein prescribed.

Mr. Phillips, of Habersham, reported a bill to add an additional clause to the 1540th section of the Code of Georgia.

Mr. Baker, of Lowndes, reported a bill to be entitled an act for the relief of certain civil officers of this State.

Mr. Render, of Meriwether, reported a bill to prevent vagrancy, and to compel free persons of color to labor in this State.

Also a bill to prevent the settlement of free persons of color from other States, and from districts, territories and counties in this State.

Mr. Woods, of Morgan, reported a bill to declare Olivia Kate Wallace, of the county of Morgan, the adopted child of Stephen B. Jones, late of said county, deceased, so as to enable her to take and receive any property or legacy to which she may be entitled by his last will and testament.

Mr. Lawson, of Putnam, reported a bill to allow fiduciaries to employ hired labor, and to ratify contracts heretofore made by them.

Also a bill making provision for a division in kind of lands belonging to the estates of deceased persons, and lying in several counties, and to protect the rights of minor distributees in the same.

Mr. Stewart, of Spalding, reported a bill to regulate court costs in certain cases.

Mr. Wilburn, of Terrell, reported a bill to authorize the Justices of the Inferior Court of Terrell county to levy and collect a tax for certain purposes.

Mr. Ridley, of Troup, reported a bill to regulate the contracts with freedmen, and to enforce the same.

Mr. Rhodes, of Walker, reported a bill to amend the election laws of this State.

Mr. Woods, of Floyd, reported a bill to prevent fire hunting and punish offenders.

Mr. Harrison, of Chatham, reported a bill to extend relief to the Marine Bank of Georgia, and the officers thereof, and for other purposes.

Mr. Gartrell, of Cobb, reported a bill to authorize and require the ordinaries of this State to permit executors, administrators and guardians to make an account in their next annual returns of Confederate and State securities that *bona fide* belong to estates and legacies.

Mr. Starr, of White, offered a resolution relative to establishing an Agricultural Bureau in this State.

Mr. Kibbee reported a bill to add an additional section to paragraph 3621, part 3rd, title 7th of the Penal Code.

Mr. McWhorter, of Greene, offered the following resolution:

Resolved, That in future all bills introduced into this House changing county lines shall be accompanied by a diagram of the changes proposed.

The House took up the report of the committee on the bill to change the line between the counties of Early and Miller.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter the 2nd and 3rd Congressional districts so far as relates to the county of Schley.

The report was agreed to, the bill was read the third time and passed.

The following bills were read the third time and lost:

A bill to alter the time of holding the election of receivers of tax returns and collectors in this State, to prescribe the mode in which they shall give bonds, and the mode in which the office of receiver of tax returns may be declared vacant so far as relates to the 1st section of said act.

Also a bill to exempt for five years the widows and orphans of deceased soldiers from the payment of taxes.

The following bills were read and referred to a special committee, to-wit:

A bill to abolish the office of clerk in the office of Comptroller General and clerk in the office of State Treasurer.

Also a bill for the relief of wounded, disabled, indigent soldiers.

Also a bill for the relief of indigent, disabled soldiers and the widows and orphans of deceased soldiers of this State.

The bill to change the line of the counties of Johnson and Laurens was, on motion, indefinitely postponed.

The bill to change the county line between Johnson and Washington was laid on the table for the present.

The House took up the bill for the relief of certain persons therein mentioned, which, by consent of the House, was withdrawn by the introducer.

The bill to amend the 2nd section of an act entitled an act to incorporate the town of Brunswick in the county of Glynn, to define its jurisdictional limits, to provide for the election of Mayor and City Council, and such other officers as may be required, and confer upon them specific powers, and for other purposes therein mentioned, was taken up, and, on motion, laid on the table for the present.

Leave of absence was granted to Messrs. Morris, of Franklin, and Johnson, of Wilcox, for a few days on special business.

On motion of Mr. Tucker, of Meriwether, the House adjourned until 9 o'clock to-morrow morning.

THURSDAY, JAN'Y 25TH, 1866. }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

The special order for the day was taken up, and on motion of Mr. Kirby, of Chattooga, was laid on the table for the present.

Mr. Jones, Chairman pro tem of the Judiciary committee, submits the following report.

Mr. Speaker:—The Judiciary committee, to whom was referred a bill, entitled “an act to regulate the rates of transportation of freight and travel, over the several Rail Roads of this State, and to punish for a violation thereof”, have had the same under consideration, and report it back to the House, with a recommendation that it do pass, with the following substitute for the 4th section of the bill, to-wit :

Sec. 4th. Be it further enacted, That when any Rail Road company in this State shall violate any of the provisions of this act, its President, Directors, General Superintendent, (as well as any of its officers or agents, so offending,) shall be deemed and held guilty of a high misdemeanor, and shall be subject to indictment in the Superior Court of any county having jurisdiction thereof, and upon conviction, shall be fined, each, in a sum not exceeding two thousand dollars, and shall be, each, imprisoned in the common jail of the county, for a term not exceeding twelve months, at the

discretion of the Court ; providing that nothing herein contained, shall be so construed as to prevent an injured party from proceeding against any of said Rail Road companies, in any action, for damages, or by the common law writ of "*quo warranto*", for the forfeiture of its charter.

Also, a bill to be entitled an act to alter and amend section 2102 and paragraph 3, of section 1980, of the Code of Georgia. The committee report a substitute, which they recommend do pass, in lieu of the original.

JNO. J. JONES,
Chairman *pro tem*.

Mr. Render, Chairman of the Enrolling committee, reported as duly enrolled, and ready for the signatures of the Speaker of the House of Representatives, and President of the Senate, the following resolution :

Resolution requesting the Governor to intercede with the President, for the restoration of property, on Whitmarsh, Wilmington, Skidaway, Sapelo, and all other Islands, to its lawful owners, &c.

Mr. Ridley, from a special committee, submitted the following report :

Special committee to whom was referred a bill to be entitled an act to incorporate the Dalton Medical College, and for other purposes therein mentioned, desire to make the following report :

That whilst the committee greatly favor the objects sought to be accomplished by the provisions of the bill, (to-wit, an elevated standard of professional Education,) they regret the necessity that compells them to report adversely to the passage of the bill, on the grounds of its unconstitutionality.

RIDLEY, of Troup,
Chairman.

The following Message was received from His Excellency, the Governor, by Mr. Hunter, his Secretary, to-wit :

Mr. Speaker :—I am directed by the Governor to deliver to the House of Representatives, a communication in writing :

On motion of Mr. Gartrell, the communication from his Excellency the Governor, was taken up, read, and referred to the committee, on Finance, and is as follows :

EXECUTIVE DEPARTMENT, }
MILLEDGEVILLE, 24TH JAN'Y 1866. }

To the Senate and House of Representatives :

The Constitution limits the number of Secretaries in the Executive Department, to two. There are times, (such as

the present,) when two are unable to discharge the duties of the office. I have now employed, and shall from time to time, as circumstances may require, employ a temporary assistant in this office; the authority for which I derive from the seventy-fifth section of the Code. My belief is that it will be necessary to retain the assistant, now employed, three months, and if the General Assembly would appropriate money to compensate him for that length of time, at the rate which may be allowed the Secretaries in this Department, it would seem to be just, and would avoid throwing upon the contingent fund, a known item of expenditure. I hope I shall, after the expiration of three months, be able to dispense with such assistance, until the next meeting of the General Assembly. I remark, however, that the reduction of the number of Secretaries to two, throws upon those two at all times, a very heavy burthen, and would seem to entitle them to higher compensation, than was allowed when the labor was distributed among three.

Respectfully submitted,
 CHARLES J. JENKINS,
 Governor.

Mr. Gross, Chairman of the committee, to whom was referred the bill to authorize the Justices of the Inferior Court of Scriven county, to levy a tax for the support of widows and orphans of deceased or disabled soldiers of said county, submitted the following report:

The committee to whom this bill was referred, have had the same under consideration, and offer the following amendment:

Provided, said Justices do not levy a tax exceeding 26 per cent, on the State tax; and with this amendment, they recommend the bill do pass.

(Signed)

E. B. GROSS,
 Chm'n.

Mr. Baker, of Lowndes, moved to suspend the rule to take up the resolution changing the hours of the meeting and adjourning of the daily sessions of this House, which motion was lost.

On motion of Mr. Tucker, of Merriwether, the message from the Governor, received on yesterday, was taken up, and read, and is as follows:

EXECUTIVE DEPARTMENT, }
 MILLEDGEVILLE, 24TH JAN'Y, 1866. }

To the House of Representatives:

I am constrained to dissent from the passage of an act entitled "an act to incorporate Gazelle Fire Company, num-

ber four, and Gazelle Hose Company, number four ; for the encouragement of their members, and for other purposes", which I herewith return to the House of Representatives, in which it originated.

By the 1st clause of the 6th section of the 2nd article of the Constitution, it is provided that " the General Assembly shall have no power to grant corporate powers and privileges to private companies, except to Banking, Insurance, Railroad, Canal, Plankroad, Navigation, Mining, Express, Lumber, Manufacturing and Telegraph Companies". Fire and Hose Companies are not among those excepted from this prohibition. Are they "*private companies*", to which, in express terms, the general prohibition is applied ? The Constitution does not define private companies, nor draw a line of demarkation between them, and public corporations. It must therefore be inferred that the term "*private*" in that connection was used in a legal sense previously affixed to it.

Section 1624 of the Code, (previously adopted,) declares that "*Corporations are either public or private*"

Section 1625 defines a public corporation as "*one having for its object the administration of a portion of the powers of Government, delegated to it, for that purpose—such (the section concludes) are municipal corporations.*"

It would be a work of supererogation to argue that fire companies and hose companies are not within this definition. Section 1626 (immediately following) declares that " all others, are *private*, whether the subject of incorporation be for public convenience, or individual profit, and whether the purpose be, in its nature, civil, religious or educational." I cannot resist the conviction that the effect of these sections is to place the companies described in this act, distinctly in the class of private corporations.

The same Convention which ordained the present Constitution, declared the Code containing the sections above quoted, the law of the State, and thereby recognised its definitions of legal terms. In that portion of the Constitution, which establishes certain disqualifications for membership of the General Assembly, the term "*felony*" is used, but is not defined by that instrument, If not to the Code, where shall we go, to ascertain what is "*felony*" ?

I do not overlook the fact that the 2nd section of the act confers upon the companies an exemption which a Court, incorporating them, could not grant. But it will scarcely be contended that the General Assembly may draw to itself, a power, expressly prohibited, by associating with it, in the same act, one, clearly within the range of its own authority. Were this conceded, all Constitutional prohibitions would be nugatory.

Nor does this view necessarily place the desired exemption beyond the reach of the proposed corporators. A Court

having jurisdiction might confer the corporate existence, and then the General Assembly might grant to the members any exemptions suggested by sound public policy.

For these reasons, I respectfully return the act for the reconsideration of the General Assembly.

CHARLES J. JENKINS,
Governor.

The House took up the report of the committee on the bill to be entitled an act to regulate the manner of disposing and dividing the common school fund in and for Echols county, the same being an engrossed bill.

On motion of Mr. Gartrell, the bill was re-committed, and referred to the committee on Public Education.

The bill to authorize Aaron B. Strickland of the county of Tatnall, to peddle without license, was withdrawn.

The following message was received from the Senate, through Mr. Weems, their Secretary :

Mr. Speaker :—The Senate has made choice of the Hon. B. B. Moore, Senator elect from the 7th district, as their President *pro tempore*.

The Senate has also agreed to a joint resolution in reference to the prosecution of claims for cotton seized by the Federal authorities, to which they ask the concurrence of the House of Representatives.

Mr. Adams, chairman of the committee on Finance, submitted the following report :

Mr. Speaker :—The committee on Finance have had under consideration, a bill to be entitled an act to authorize and require the Treasurer of the State to make certain advances, and for other purposes, and they beg leave to offer a substitute in lieu of the original, which they recommend do pass.

F. W. ADAMS,
Chairman.

The House took up the engrossed bill to authorize Henry W. Renfro, M. K. Banner, and John K. Osborn, of the county of Whitfield, to practice medicine, and charge for the same.

The previous question was called and sustained ; the vote was taken upon the passage of the bill, when the same was lost.

The House took up the report of the committee on the bill to change and fix the time of holding the January

term of the Courts of Ordinary in this State, from the 2nd Monday in said month, as now fixed by law, to the first Monday in January, in each and every year.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Inferior Court of Pulaski county to levy and collect an extra tax for the years 1866, 1867 and 1868, for the purpose of building a Court-House and Jail in said county, upon the recommendation of the Grand Jury of said county.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to compensate the petit Jurors of Wilcox county.

The report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker :—The Senate has agreed to a substitute for the substitute of the House of Representatives, to the resolution of the Senate, bringing on certain elections therein named ; which I am instructed to transmit forthwith to the House of Representatives.

On motion of Mr. Glenn, the substitute from the Senate was taken up.

Mr. Adams moved to strike out of the substitute of the Senate all that portion relating to the election of U. S. Senators, which motion was lost.

Mr. Glenn moved that the House concur in the Senate amendment, which was agreed to.

The House went into committee of the whole, Mr. Adams in the chair, on the bill to authorize the Treasurer of the State to make certain advances, and for other purposes, and having spent some time therein, the committee arose, and reported the same back to the House, with amendments.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an Act to incorporate the town of Dawson.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the sale of the exile camp, in the county of Terrell, &c.

The report was agreed to, the bill was read the third time and passed.

The following bills were taken up, and read the third time, and lost, to-wit :

A bill for the relief of Jennettee Greenleaf, wife of Luther H. Greenleaf, of Pierce county.

Also, a bill to incorporate the Dalton Medical College, and for other purposes.

The House took up the report of the committee on the bill to incorporate the Dalton, Petroleum and Mining Company, and for other purposes.

Mr. Adams offered the following amendment, as a substitute for the amendment reported by the committee :

"Sec. The Members of this company shall be jointly and severally liable for all the debts and contracts made by the company, until the whole amount of the capital stock shall be paid in, to the amount of the unpaid subscription".

Mr. Moses moved to amend the amendment, offered by Mr. Adams, as follows :

"Provided, said incorporation shall not organize until ten per cent of its capital is paid in".

On motion of Mr. Gartrell, of Cobb, the bill and amendments were postponed for the present, and made the special order for Wednesday next.

The House went into committee of the whole, Mr. Gartrell in the chair, on the bill for the relief of Albert Morel, of Taylor county, and having spent some time therein, the committee arose and reported the same back to the House without amendment.

The report of the committee was agreed to, which being adverse to the bill, the same was lost.

The House took up the report of the committee on the bill to regulate the rates for the transportation of freights and travel, over the several Rail Roads of this State, and to punish for a violation thereof.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to add an additional section to article 3rd, chapter 2nd, title 3rd, of part 2nd, of the Code of Georgia, for which the committee had reported a substitute.

Mr. Stewart of Spalding, moved to amend the substitute by inserting the words, "and vehicles", which was agreed to.

The substitute was received in lieu of the original, the

report of the committee was agreed to, the bill was read the third time and passed.

The bill to punish offenders for galloping or straining a horse by a residence, or any one on horse back, or in a vehicle of any kind, or straining a horse except in a race, was indefinitely postponed.

On motion of Mr. French, of Schley, the House adjourned until 9 o'clock to-morrow morning.

FRIDAY, JANUARY 26TH, 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Glenn, of Whitfield, moved a reconsideration of so much of the Journal of yesterday as relates to the rejection of the bill to incorporate the Dalton Medical College, and for other purposes, which motion prevailed.

Mr. Hardeman, of Bibb, moved a reconsideration of so much of the Journal of yesterday as relates to the passage of the bill regulating the rates of transportation of freights and passengers over the various Rail Roads in this State, and for other purposes, which motion was lost.

Mr. Dodson, of Catoosa, reported a bill to be entitled an act to pardon Creed T. Wise, of Butts county. Also a petition, which was referred to the Committee on Petitions.

Mr. Hill, of Fulton, reported a resolution requesting the Finance Committee to consider the subject of compensating Tax Receivers and other civil officers for the years 1864 and 1865.

Mr. Dart, of Glynn, reported a bill to repeal an act to authorize the Trustees of the Glynn County Academy to lease or sell the Academy buildings and estate of said Academy, and protect the property and collect the funds of the same, and for other purposes therein named, assented to December 22nd, 1857, also, to repeal No. 119, of the Acts of 1858, amendatory of the above recited Act, assented to December 11th, 1858.

Also, a bill to repeal all but the fifth and ninth Sections of an Act entitled an Act additional to an Act to incorporate the town of Brunswick, in the County of Glynn, &c.

Mr. Brown, of Houston, reported a bill to amend Section 349 of the Code of Georgia.

Mr. McCullough, of Jones, reported a bill to transfer and vest the management of the Western & Atlantic Rail Road, in a Commissioner.

Mr. Fraser, of Liberty, reported a bill to exempt the cit-

izens of Liberty and McIntosh Counties, from the payment of State taxes for the year 1866, and for other purposes.

Mr. Johnston, of Pierce, reported a bill to amend the act incorporating the town of Blackshear, in Pierce County assented to December 16th, 1859.

Mr. Stewart of Spalding reported a bill requiring costs to be paid in advance in certain cases.

Mr. Asbury of Taliaferro, reported a bill to repeal an Act the better to regulate the liquor traffic in the Counties of Taliaferro, Greene, Washington, and Henry, and for other purposes, assented to the 12th December, 1860, so far as the said statute relates to the County of Taliaferro.

Mr. Sumner, of Ware, reported a bill to authorize the Justices of Peace in the 1082nd District G. M., in the County of Ware, to hold their Justices Courts at Glenmore Station, No. 10, Savannah, Atlantic & Gulf Rail Road, in said County.

Mr. Cabiness, of Monroe, reported a bill to authorize the Judges of the Superior Courts of this State to designate the place of holding their Courts in those Counties in which the Court Houses have been destroyed, until the rebuilding of the same.

Mr. Williams, of Bulloch, reported a bill to authorize the Justices of the Inferior Court of Bulloch County, to levy and collect an extra tax for the building of a Court House and bridges in said County, and for other purposes.

Mr. Harrison, of Chatham, reported a bill to authorize the Chatham Academy, the Free School, and the Union Society, to sell their interest in certain vacant lands in Chatham County appropriated to them by an Act of the General Assembly, &c.

Mr. Ridley presented a petition from Hon. O. A. Bull, which was referred to the Committee on the Judiciary.

The House took up the report of the Committee on the bill to alter the road laws of this State, and to amend the 585, 588, 594, 602, and 604th Sections of the Code, &c.

Mr. Dodson moved to amend the report of the Committee by striking out the word "free" prefixed to the words "persons of color," which motion was lost.

Mr. Kirby, of Chattooga, moved to strike out the words "free persons of color," and insert the word "negro," which motion was lost.

Mr. Glenn moved to strike out "free persons of color," and insert "persons of African descent," which motion was lost.

Mr. Dorsey moved to amend by striking out the word "sixty" as to free persons of color, and insert the words "forty-five," which motion was lost.

Mr. Morrow, of Columbia, moved to amend by striking

out "forty-five," as to white persons, and insert the word "fifty," which motion was lost.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to make suits, writs, and processes, which were returnable to Houston Superior Court as of October term 1865, returnable to the February term of said Superior Court, to be held in the year 1866.

The report of the Committee was agreed to, the bill was read the third time and passed.

The bill to change the 2nd Section of an Act to alter and amend an act entitled an act to alter and amend the road laws of this State, approved 19th December, 1818, so as to extend and define the ages to which persons shall be liable to work upon public roads, was taken up and lost.

Mr. Jones, Chairman *pro tem.*, of the Judiciary Committee, submitted the following Report:

Mr. Speaker:—The Committee on the Judiciary have had the following bills under consideration, and report as follows:

A bill to be entitled an Act for the relief of Thomas W. Fleming, of the County of Richmond, and other citizens of Georgia similarly situated, and a majority of the Committee report the same back, with a recommendation that it do pass with an amendment striking out all in the title, preamble, and body of the Act referring to other cases similarly situated.

JOHN J. JONES,

Chairman *pro tem.*

Mr. Lawson, Chairman of the Committee on Freedmen's affairs, submitted the following Report:

The Committee on Freedmen's affairs have had under consideration a Resolution making valid contracts between white men and freedmen, and have instructed me to report the same back to the House, with a recommendation that it do pass.

Also, the following bills, to-wit:

A bill to be entitled an Act to allow freedmen to contract and be contracted with, and to provide penalties for the forfeiture of the same, and for other purposes.

Also, a bill for the benefit and relief of certain classes of freedmen.

Also, a bill to be entitled an Act to prohibit concubinage among the blacks of this State, and for other purposes therein mentioned.

And direct me to report said bills back to the House with the recommendation that they be referred to the joint Ju-

diciary Committee of the Senate and House now considering the Code relating to free persons of color.

T. G. LAWSON,
Chm. Com. on Freedmen's Affairs.

Mr. J. B. Jones submitted the following report :

"The Committee on Agriculture and Internal Improvements, have had under consideration a bill to be entitled an Act to alter the road laws of this State, and to amend 585, 588, 594, 602, and 604th Sections of the Code of Georgia, and recommend the following amendments, to-wit: for the word "freedmen," substitute "free persons of color," throughout the bill.

In the 2nd Section, at the close of it, add the words "and whose names are not so furnished be collected as fines for not working the road."

In the 3rd Section strike out all in reference to corporeal punishment, and after the words "fail to work," add the words "or be imprisoned, at the discretion of the Commissioners."

The Committee recommend the addition of another Section to the bill, as follows :

"That in all cases where executions may be issued against road hands in the employment of others, notice to the employer of the existence of said execution shall have the force and effect of a garnishment, and shall operate as a lien on wages due, or to become due, from said employer to said employee, and may be collected as in cases of garnishment."

With these amendments the Committee recommend the passage of the bill.

They have also had under consideration a bill to change the 2nd Section of an act entitled an act to alter and amend the road laws of this State, approved 19th December, 1818, so as to include and define the ages to which persons shall be liable to work upon the public roads, and recommend that it do not pass.

(signed,)

J. B. JONES,
Chairman.

Mr. Render, from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, a Resolution, bringing on certain elections therein named.

Mr. Gartrell moved that the Clerk be instructed to inform the Senate that the House of Representatives is now ready to receive them in their Hall, to proceed to the election of two Judges of the Supreme Court, which motion prevailed.

The Senate attended in the Representative Hall and the

General Assembly proceeded to the election of a Judge of the Supreme Court, for the full term of six years, the members voting *viva voce*, and on receiving, adding and counting up the vote, it appeared that the Hon. Henry L. Benning had received 70 votes, Hon. Richard Lyon 50 votes, and Hon. Dawson A. Walker 78 votes.

The Senators who voted for Mr. Walker are Messrs :

Bell, W. R., Brown, Daley, England, Ezzard, Freeman, Johnson, J. A. W., Manson, McDaniel, Parris, Quillian, Redding, Russell, Strickland.

The Representatives who voted for Mr. Walker, are Messrs :

Asbury,	Hinton,	Robinson, of Ap-
Boyd,	Howard of Bartow,	pling,
Brown of Houston,	Howard of Lump-	Robison,
Burch,	kin,	Rogers,
Cameron,	Hodges,	Rumph,
Candler,	Hudson,	Sharp,
Carter,	Hughes of Union,	Shaw,
Cloud,	Johnson of Forsyth,	Shepard,
Dickson of Walker,	Johnson of Henry,	Simms, of Bartow,
Dodson,	Kirby,	Smith of Clinch,
Dorsey,	McCutchen,	Stallings,
Edge,	McDowell of Heard,	Stanfield,
Ellington,	McDowell of Pike,	Stanton,
Evins,	McRae,	Stewart,
Fincannon,	Mizell,	Sumner,
Frost,	Morrow,	Swann,
Glenn,	Montgomery,	Tench,
Green,	Oates,	Tucker,
Grogan,	Peeples,	Umphrey,
Gunnells,	Quillian,	Williams, of Bel-
Harden,	Ragsdale,	loch.
Harlan,	Rhoades,	
Hargett,	Ridley,	

The Senators voting for Mr. Benning are Messrs :

Bedford, Black, Carter, Casey, Fuller, Gholston, Gibson, Gresham, Johnson, J. F., Kenan, Mims, Moore, Overstreet, Simmons, Smith, C. H., Smith, O. L., Thornton, Wilcox.

The Representatives who voted for Mr. Benning are Messrs :

Benson,	Dozier,	Holliday,
Byrd,	French,	Hollis,
Cabiness,	Gibson,	Hockenfull,
Cook,	Hall,	Humphreys,
Dodds,	Harrison,	Johnson of Pierce,

Jones, J. B. , of	Phillips,	Watkins,
Burke,	Pottle,	White,
Jones, J. J. , of	Redwine,	Wicker,
Burke,	Russell, of Musco-	Willis,
McComb,	gee,	Williams of Bryan,
McDougald,	Sale,	Wilkinson,
McLendon,	Scandrett,	Winningham,
McQueen,	Simms of Newton,	Woods of Floyd,
Morris of Montgom-	Smith, of Hancock,	Woodward,
ery,	Snead,	Womble,
Mitchell of Thomas,	Stapleton,	Mr. Speaker.
Moses,	Thomas,	
Pickett,	Wall,	

The Senators voting for Mr. Lyon are Messrs :

Barwick, Bower, Boynton, Butler, Crawford, Dickey, Griffin, Owens, Strozier, Turner.

The Representatives voting for Mr. Lyon are Messrs:

Adams,	Gartrell,	Morell,
Alexander,	Gross,	Moughon,
Backer,	Hand,	Powell,
Baynes,	Hicks,	Render,
Beunnett,	Hill,	Robinson, of Lau-
Bragg,	Hughes, of Twiggs,	rens,
Brock,	Lawson,	Robson,
Bush,	Maddox, of Fulton,	Roundtree,
Byington,	Mattox, of Elbert,	Russell of Chat-
Colley.	Mallard,	ham,
Dart,	Martin,	Speer,
Davenport,	McCullough.	Swearingen,
Dixon of Macon,	McWhorter of	Wilburn,
Ford,	Greene.	Williams of Dooly.
Frazier,	McWhorter of Oglp'	Woods, of Morgan.

No person having received a majority of the whole number of votes polled, the General Assembly proceeded with a second vote, the members voting *viva voce* as before, and on receiving and adding up the vote, it appeared that the Hon. Henry L. Benning had received 87 votes, Hon. Dawson A. Walker, 95 votes, and Hon. Richard Lyon 19 votes.

The Senators who voted for Mr. Walker, are Messrs :

Bell, W R., England, Ezzard, Freeman, Johnson, J. A. W., Manson, McDaniel, Parris, Quillian, Redding, Russell, Strickland.

The Representatives who voted for Mr. Walker are Messrs :

Adams,	Boyd,	Burch,
Alexander,	Brown of Houston,	Byington,

Cameron,	Johnson of Forsyth,	Ridley,
Candler,	Johnson of Henry,	Robinson, of Lau-
Carter,	Kirby,	rens,
Cloud,	Mattox, of Elbert,	Robison,
Davenport,	Martin,	Robson,
Dickson, of Walk-	McCutchen,	Rogers,
er,	McDowell of Heard,	Roundtree,
Dixon of Macon,	McDowell, of Pike,	Rumph,
Dodson,	McRae,	Sharp,
Dorsey,	McWhorter of	Shaw,
Durham,	Greene,	Shepard,
Edge,	McWhorter of Ogle-	Simms of Bartow,
Ellington,	thorpe,	Smith of Clinch,
Evins,	Mizell,	Spear,
Fincannon,	Morell,	Stallings,
Frost,	Morrow,	Stanfield,
Glenn,	Mitchell of Gwin-	Stanton,
Green,	nett,	Stewart,
Grogan,	Montgomery,	Sumner,
Gunnells,	Oates,	Swann,
Harden,	Peebles,	Tucker,
Harlan,	Powell,	Umphrey,
Hargett,	Quillian,	Weaver,
Hinton,	Ragsdale,	Williams of Bul-
Howard of Bartow,	Reese,	loch,
Howard of Lump-	Render,	Williams of Dooly,
kin,	Rhodes,	Woods of Morgan.
Hodges,	Robinson of Ap-	
Hudson,	pling,	
Hughes of Union,		

The Senators who voted for Benning are Messrs

Barwick, Bedford, Black, Brown, Carter, Casey, Crawford, Fuller, Gholston, Gibson, Griffin, Gresham, Johnson, J. F., Kenan, Mims, Moore, Overstreet, Owens, Simmons, Smith, C. H., Smith, O. L., Thornton, Turner, Wilcox.

The Representatives who voted for Mr. Benning are Messrs :

Asbury,	Frazer,	Johnson of Pierce,
Bennett,	French,	Jones, J. B., of
Benson,	Gartrell,	Burke,
Bragg,	Gibson,	Jones, J. J., of
Brock,	Hall,	Burke,
Byrd,	Harrison,	Kibbee,
Cabiness,	Hill,	Maddox, of Fulton,
Cook,	Holliday,	McComb,
Dodds,	Hollis,	McDougald,
Dozier,	Hockenhull,	McLendon,
DuBose,	Humphreys,	McQueen,

Morris, of Mont-	Sale,	Watkins,
gomery,	Scandrett,	White,
Mitchell of Thomas,	Simms of Newton,	Wicker,
Moses,	Smith of Hancock,	Willis,
Moughon,	Snead,	Williams of Bryan,
Pickett,	Stapleton,	Wilkerson,
Phillips,	Starr,	Winningham,
Pottle,	Swearingen,	Woods of Floyd,
Redwine,	Tench,	Woodward,
Russell of Chat-	Thomas,	Womble,
ham,	Wall,	Mr. Speaker.
Russell of Musco-		
gee,		

The Senators who voted for Mr. Lyon are Messrs:

Bower, Boynton, Butler, Daley, Dickey, Strozier.

The Representatives who voted for Mr. Lyon are Messrs:

Baynes,	Gross,	Mallard,
Bush,	Hand,	McCullough,
Colley,	Hicks,	Wilburn.
Dart,	Hughes of Twiggs,	
Ford,	Lawson,	

No person having received a majority of the whole number of votes polled, the General Assembly proceeded with a third vote, the members voting *viva voce* as before, and on receiving and adding up the vote, it appeared that the Hon. Henry L. Benning received 98 votes, and the Hon. Dawson A. Walker 104 votes.

The Senators who voted for Mr. Walker are Messrs:

Bell, W. R., Butler, Daley, England, Ezzard, Freeman, Johnson, J. A. W., Manson, McDaniel, Parris, Quillian, Redding, Russell, Strickland.

The Representatives who voted for Mr. Walker are Messrs:

Adams,	Dickson, of Walker,	Harlan,
Alexander,	Dodson,	Hargett,
Baynes,	Dorsey,	Hicks,
Boyd,	Durham,	Hinton,
Brown, of Houston,	Edge,	Howard of Bartow,
Brock,	Ellington,	Howard of Lump-
Burch,	Evins,	kin,
Byington,	Fincannon,	Hodges,
Cameron,	Frost,	Hudson,
Candler,	Glenn,	Hughes of Twiggs,
Carter,	Green,	Hughes, of Union,
Cloud,	Grogan,	Johnson of Forsyth,
Colley,	Gross,	Johnson of Henry,
Dart,	Gunnels,	Kirby,
Davenport,	Harden,	

Mattox, of Elbert,	Peeples,	Simms, of Bartow,
Martin,	Powell,	Simms, of Newton,
McCullough,	Quillian,	Smith of Clinch,
McCutchen,	Ragsdale,	Speer,
McDowell of Heard,	Render,	Stallings,
McDowell of Pike,	Rhodes,	Stanfield,
McRae,	Ridley,	Stanton,
McWhorter, of	Robinson, of Ap-	Stewart,
Greene,	pling,	Sumner,
McWhorter of	Robinson of Lau-	Swann,
Oglethorpe,	rens,	Tucker,
Mizell,	Robison,	Umphrey,
Morell,	Rodgers,	Weaver,
Morrow,	Roundtree,	Williams of Bul-
Mitchell of Gwn-	Rumph,	loch,
nett,	Sharp,	Williams of Dooly,
Montgomery,	Shaw,	Woods, of Morgan-
Oates,	Shepard,	

The Senators voting for Mr. Benning are Messrs :

Barwick, Bedford, Black, Bower, Boynton, Brown, Carter, Casey, Crawford, Dickey, Fuller, Gholston, Gibson, Griffin, Gresham, Johnson, J. F., Kenan, Mims, Moore, Overstreet, Owens, Simmons, Smith, C. H., Smith, O. L., Strozier, Thornton, Turner, Wilcox.

The Representatives voting for Mr. Benning are Messrs :

Asbury,	Hockenhull,	Russell of Muscog'e,
Baker,	Humphreys,	Sale,
Bennett,	Johnson of Pierce,	Scandrett,
Benson,	Jones, J B, of Burke,	Smith of Hancock,
Bragg,	Jones, J J, of Burke,	Snead,
Brown, of Early,	Kibbee,	Stapleton,
Bush,	Lawson,	Starr,
Byrd,	Maddox of Fulton,	Swearingen,
Cabiness,	Mallard,	Tench,
Cook,	McComb,	Thomas,
Dixon, of Macon,	McDougald,	Wall,
Dodds,	McLendon,	Watkins,
Dozier,	McQueen,	White,
DuBose,	Morris of Montgom-	Wicker,
Ford,	ery,	Wilburn,
Frazer,	Mitchell of Thomas,	Willis,
French,	Moses,	Williams of Bryan,
Gartrell,	Moughon,	Wilkinson,
Gibson,	Pickett,	Winningham,
Hall,	Phillips,	Woods of Floyd,
Harrison,	Pottle,	Woodward,
Hill,	Redwine,	Womble,
Holliday,	Robson,	Mr. Speaker.
Hollis,	Russell of Chatham,	

The Hon. Dewson A. Walker having received a majority of the votes polled, was declared duly elected Judge of the Supreme Court for the term of six years.

The General Assembly proceeded to the election of a Judge of the Supreme Court for the short term, to fill the vacancy occasioned by the election of the Hon. Charles J. Jenkins to the office of Governor, the members voting *viva voce*, and on receiving and adding up the vote it appeared that the Hon. Hiram Warner had received 59 votes, Hon. Iverson L. Harris 54 votes, Hon. Richard Clarke 22 votes, Hon. Barnard Hill 19 votes, Hon. John Schley 18 votes.

The Senators voting for Mr. Harris are Messrs :

Bedford, Boynton, Brown, Casey, Crawford; England, Ezzard, Fuller, Gholston, Gibson, Griffin, Gresham, Johnson, J. F., Kenan, Moore, Overstreet, Simmons, Wilcox.

The Representatives voting for Mr. Harris are Messrs :

Alexander,	Howard of Lump-	Oates,
Asbury,	kin,	Peeples,
Baker,	Hockenhull,	Phillips,
Baynes,	Humphreys,	Pottle,
Bennett,	Hughes of Twiggs,	Quillian,
Benson,	Johnson of Pierce,	Robinson of Lau
Bragg,	Jones, J. B., of	rens,
Brown of Houston,	Burke,	Robison,
Cabiness,	Jones, J. J., of	Robson,
Cameron,	Burke,	Sharp,
Carter,	Kibbee,	Sims of Bartow,
Cook,	Kirby,	Simms of Newton,
Dodds,	Lawson,	Smith of Hancock,
DuBose,	Maddox of Fulton,	Stanfield,
Edge,	McComb,	Starr,
Evans,	McDowell of	Swann,
Fincannon,	Heard,	Thomas,
Gartrell,	McDowell of Pike,	Williams of Dooly,
Grogan,	McLendon,	Wilkerson,
Hardin,	McQueen,	Winningham,
Hicks,	Morrow,	Woods of Floyd,
Howard of Bar-	Mitchell of Thomas,	Woodward,
tow,	Moughon,	Mr. Speaker.

The Senators voting for Mr. Warner are Messrs :

Bell, W. R., Butler, Carter, Johnson, J. A. W., Manson, McDaniel, Owens, Parris, Quillian, Russell, Strickland, Turner.

The Representatives voting for Mr. Warner are Messrs :

Boyd,	Burch,	Cloud,
Brock,	Candler,	Dart,

Davenport,	Johnson of Henry,	Render,
Dickson of Walker,	Mallard,	Rhodes,
Dorsey,	Martin,	Ridley,
Durham,	McCullough,	Robinson of Ap-
Ellington,	McCutchen,	pling,
Frost,	McRae,	Rogers,
Green,	McWhorter of	Rumph,
Gunnells,	Greene,	Shepard,
Harlan,	McWhorter of Ogle-	Speer,
Hargett,	thorpe,	Stallings,
Hill,	Morris of Montgom-	Stewart,
Hinton,	ery,	Tench,
Holliday,	Mitchell, of Gwin-	Tucker,
Hodges,	nett,	Umphrey,
Hughes of Union,	Ragsdale,	Weaver,
Johnson of Forsyth,	Redwine,	Woods of Morgan.

The Senators voting for Mr. Clarke are Messrs:

Bower, Dickey, Strozier.

The Representatives voting for Mr. Clarke are Messrs:

Adams,	Ford,	Sale,
Brown of Early,	Hand,	Shaw,
Bush,	Mattox of Elbert,	Stanton,
Byrd,	Morell,	Swearingen,
Colley,	Moses,	Watkins,
Dodson,	Pickett,	Wilburn.
Dozier,	Powell,	

The Senators voting for Mr. Hill are Messrs:

Black, Redding, Smith, C. H., Smith, O. L., Thornton.

The Representatives voting for Mr. Hill are Messrs:

Dixon of Macon,	Hudson,	Scandrett,
French,	McDougald,	White,
Gibson,	Montgomery,	Willis,
Hall,	Russell of Musco-	Womble.
Hollis,	gee,	

The Senators voting for Mr. Schley are Messrs:

Barwick, Daley, Mims.

The Representatives voting for Mr. Schley are Messrs:

Frazer,	Russell of Chatham,	Wall,
Glenn,	Smith of Clinch,	Wicker,
Gross,	Snead,	Williams of Bryan,
Harrison,	Stapleton,	Williams of Bul-
Mizell,	Sumner,	loch.
Roundtree,		

No person having received a majority of the votes polled, the General Assembly proceeded with a second vote, the members voting *viva voce*, and on receiving and adding

up the vote, it appeared that Hon. I. L. Harris had received 102 votes, Hon. R. Clarke 23 votes, Hon. B. Hill 12 votes, Hon. J. Schley, 11 votes, and Hon. H. Warner 55 votes.

The Senators voting for Mr. Harris are Messrs:

Barwick, Bedford, Boynton, Brown, Carter, Casey, Crawford, England, Ezzard, Freeman, Fuller, Gholston, Gibson, Griffin, Gresham, Johnson, J. F., Kenan, Mims, Moore, Overstreet, Simmons, Smith, C. H., Wilcox.

The Representatives voting for Mr. Harris are Messrs:

Alexander,	Johnson of Pierce,	Quillian,
Asbury,	Jones J. B., of	Redwine,
Baker,	Burke,	Robinson of Lau-
Baynes,	Jones, J. J., of	rens,
Bennett,	Burke,	Robison,
Benson,	Kibbee,	Robson,
Bragg,	Kirby,	Roundtree,
Brown of Houston,	Lawson,	Russell of Musco-
Cabiness,	Maddox of Fulton,	gee,
Cameron,	Martin,	Sharp,
Carter,	McCullough,	Sims of Bartow,
Dixon of Macon,	McComb,	Simms of Newton,
Dodds,	McDowell of Heard,	Smith of Hancock,
DuBose,	McDowell of Pike,	Stapleton,
Edge,	McLendon,	Stanfield,
Evans,	McRae,	Starr,
Fincannon,	McWhorter of	Swann,
Gartrell,	Greene,	Thomas,
Gibson,	McQueen,	Wall,
Glenn,	Mizell,	White,
Harden,	Morrow,	Williams of Bul-
Hicks,	Mitchell of Thom-	loch,
Hill,	as,	Williams of Dooly,
Howard of Bar-	Montgomery,	Wilkerson,
tow,	Moses,	Winningham,
Howard of Lump-	Moughon,	Woods of Floyd,
kin,	Oates,	Woodward,
Hockenhull,	Peeples,	Mr. Speaker.
Humphreys,	Phillips,	
Hughes of Twiggs,	Pottle,	

The Senators voting for Mr. Warner are Messrs:

Bell, W. R., Butler, Johnson, J. A. W., Manson, McDaniel, Owens, Parris, Quillian, Russell, Strickland, Turner.

The Representatives voting for Mr. Warner are Messrs:

Boyd,	Byington,	Dart,
Brock,	Candler,	Davenport,
Burch,	Cloud,	Dickson of Walker,
		Dorsey,

Durham,	Mallard,	Robinson of Ap-
Ellington,	McCutchen,	ling,
Green,	McWhorter of Ogle-	Rumph,
Grogan,	thorpe,	Shepard,
Gunnels,	Morris of Montgom-	Speer,
Harlan,	ery,	Stallings,
Hargett,	Mitchell of Gwin-	Stewart,
Hinton,	nett,	Tench,
Holliday,	Ragsdale,	Tucker,
Hodges,	Render,	Umphrey,
Hughes of Union,	Rhodes,	Weaver,
Johnson of Forsyth,	Ridley,	Woods of Morgan.
Johnson of Henry,	Rogers,	

The Senators voting for Mr. Clarke are Messrs:

Bower, Dickey, Strozier.

The Representatives voting for Mr. Clarke are Messrs:

Adams,	Dozier,	Sale,
Brown of Early,	Ford,	Shaw,
Bush,	Hand,	Stanton,
Byrd,	Mattox of Elbert,	Swearigen,
Cook,	Morell,	Watkins,
Colley,	Pickett,	Wilburn.
Dodson,	Powell,	

The Senators voting for Mr. Hill are Messrs:

Black, Redding, Smith, O. L., Thornton.

The Representatives voting for Mr. Hill are Messrs:

French,	Hudson,	Willis,
Hall,	McDougald,	Womble.
Hollis,	Scandrett,	

Mr. Daley, Senator, voted for Mr. Schley.

The Representatives voting for Mr. Schley are Messrs:

Frazer,	Russell of Chatham,	Wicker,
Frost,	Smith of Clinch,	Williams of Bryan.
Gross,	Snead,	
Harrison,	Sumner,	

The Hon. Iverson L. Harris having received a majority of the whole number of votes polled, was declared duly elected Judge of the Supreme Court for the unexpired term of Mr. Chas. J. Jenkins.

The Senate repaired to their chamber, and on motion of Mr. Johnston of Pierce, the House adjourned until 9 o'clock to-morrow morning.

SATURDAY, JANUARY 27TH, 1866. }
9 o'clock, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Dorsey, of Hall, moved a reconsideration of so much of the Journal of yesterday, as relates to the action of the House, on the bill to amend the road laws of this State, and for other purposes, which motion prevailed.

Leave of absence was granted to Messrs. Ford of Worth, and Brown of Houston, for a few days, on special business.

The following Message was received from his Excellency the Governor, by Mr. Williams, his Secretary, to-wit :

Mr. Speaker :—The Governor has approved and signed the following resolutions, to-wit :

A resolution relative to a revision of the Code of Georgia, by Hon. David Irwin, of this State.

A resolution authorizing his Excellency the Governor, to borrow, upon the faith and credit of this State, the sum of one hundred thousand dollars.

A resolution to appoint a committee of three from the House, and two from the Senate, to take into consideration, that portion of the Governor's Message, which relates to the State's interest in the Card Factory.

A resolution authorizing the appointment of a joint committee, to inquire into the present condition of the Executive Mansion.

He has also approved and signed the following acts, to-wit :

An act to amend the several acts of force, in relation to the city of West Point, in Troup county, and to grant to the Mayor and Aldermen of said city, additional powers, and to define the same.

An act for the encouragement of Richmond Fire Company, number seven, and for other purposes.

Also, a resolution requesting the Governor to intercede with the President, for the restoration of property, on Wilmington, Whitmarsh, Skidaway, Sapelo, and all other islands, to its lawful owners, &c.

Mr. Moses, Chairman of the Judiciary committee, submits the following report :

Mr. Speaker :—The committee on the Judiciary have had the following bills under consideration, and report as follows :

A bill to be entitled an act to perfect service against Express companies, and to regulate evidence in regard to their contracts. Recommend it do pass.

Also, a bill to be entitled an act to regulate testimony in cases of common carriers. Recommend it do pass.

Also, a bill to be entitled an act in relation to the jurisdiction of Justices Courts in this State. Recommend it do pass.

Also, a bill to be entitled an act to allow Attorneys and Solicitors of this State, to argue their cases in the Supreme Court of Georgia, by written argument, and for other purposes. Recommend it do pass.

Also, a bill to be entitled an act, to make commissioners and overseers of roads, in this State, indictable for failing to discharge their duties. Recommend it do not pass.

Also, a bill to be entitled an act to amend the seventeen hundred and sixtieth (1760) paragraph, title second, (2nd) chapter third, (3rd) article first, of the Code of Georgia. The committee recommend it do not pass.

Also, a bill to be entitled an act to repeal the fourth paragraph of section one hundred and twenty-five, of the Code of Georgia. Recommend it do not pass.

Also, a bill to be entitled an act to add an additional section to the penal Code. The committee report a substitute in lieu of the original, which they recommend do pass.

Also, a bill to be entitled an act to compel the several rail road companies of this State to furnish separate cars for negroes, or colored people. The committee report a substitute, which they recommend do pass in lieu of the original.

R. J. MOSES, Chairman.

On motion of Mr. Pottle, the bill to allow Willis Wynn to practice medicine, was withdrawn.

The House took up the report of the committee on the bill to fix the salaries of Judges, and other civil officers.

Mr. Peeples moved to amend the report by inserting ' the salary of Messenger to the Governor shall be \$1000,' which motion was lost.

Mr. Peeples moved to amend by inserting " the salary of the Messenger to the Governor, shall be \$800"

Mr. Robinson of Laurens, moved to amend said amendment, by striking out \$800, and insert \$950, which was agreed to ; the amendment as amended was agreed to.

Mr. J. J. Jones, of Burke, moved to amend, by striking out \$1250, and insert \$1800 for Secretaries 'of the Executive Department, which amendment was agreed to.

Mr. Gartrell, of Cobb, moved to strike out \$500 as the salary of Solicitors General, and insert \$225.

Mr. Kirby, of Chattooga, moved that the bill be re-referred to the committee on the Judiciary, with instructions to report a bill abolishing all fees of Solicitors General, and to provide for paying him a salary, which motion was lost.

The previous question was called and sustained, the vote was taken upon Mr. Gartrell's motion to strike out \$500 and insert \$225, as a salary of Solicitors General, and on which, the yeas and nays were required to be recorded, and resulted in yeas 75, and nays 75; there being a tie, the Speaker voted in the negative.

Those voting in the affirmative are Messrs :

Asbury,	Hudson,	Robison,
Bennett,	Humphreys,	Rogers,
Benson,	Hughes of Union,	Rumph,
Boyd,	Johnson of Henry,	Sharp,
Bragg,	Mattox of Elbert,	Shaw,
Burch,	Martin,	Smith. of Clinch,
Cook,	McCullough,	Speer,
Dart,	McCutchen,	Stapleton,
Davenport,	McLandon,	Stanfield,
Dickson of Walker,	McRae,	Stanton,
Dodson,	McWhorter of	Sumner,
Ellington,	Greene,	Thomas,
Evans,	Mizell,	Umphey,
Ford,	Morrell,	Usry,
Fraser,	Morris of Montgom-	Wall,
Gartrell,	ery,	Watkins,
Glenn,	Mitchell, of Gwin-	Weaver,
Green,	nett,	Wilburn,
Grogan,	Montgomery,	Williams, of Bryan,
Gross,	Moses,	Williams, of Dooly,
Gunnells,	Quillian,	Wilkerson,
Hall,	Ragsdale,	Winningham,
Harden,	Redwine,	Woods, of Floyd,
Hargett,	Rhodes,	Woods, of Morgan,
Hill,	Robinson, of Ap-	Womble.
Hinton,	pling,	
Howard of Bartow,	Robinson, of Lau-	
Hodges,	rens,	

Those voting in the negative, are Messrs :

Adams,	Dodds,	Hicks,
Alexander,	Dozier,	Holliday,
Baker,	Durham,	Hollis,
Brown, of Houston,	DuBose,	Howard, of Lump-
Brock,	Edge,	kin,
Byrd,	Fincannon,	Hockenhull,
Byington,	French,	Hughes, of Twiggs,
Cabaniss,	Frost,	Johnson, of Forsyth,
Candler,	Gibson,	Johnson, of Pierce,
Colley,	Harrison,	Jones, J. B., of
Dixon, of Macon,	Harlan,	Burke,

Jones, J. J., of Burke,	Pickett,	Snead,
Kibbee,	Phillips,	Stallings,
Kirby,	Pottle,	Starr,
Maddox, of Fulton,	Powell,	Stewart,
Mallard,	Render,	Swann,
McComb,	Ridley,	Swearingen
McDowell, of Heard,	Robson,	Tench,
McDowell, of Pike,	Roundtree,	Tucker,
McDougald,	Russell, of Chatham,	White,
McWhorter, of Ogle-	Russell, of Musco-	Wicker,
thorpe,	gee,	Willis,
McQueen,	Sale,	Williams, of Bul-
Morrow,	Scandrett,	loch,
Mitchell, of Thom-	Shepard,	Woodward,
as,	Sims, of Bartow,	Mr. Speaker.
Oates,	Simms, of Newton,	
Peeples,	Smith, of Hancock,	

Yeays 75, Nays 75, There being a tie the Speaker voted in the negative ; So the motion was lost.

Mr. Adams offered the following amendment as a substitute for the 4th section :

Sec. 4th. Hereafter the Attorney and Solicitors General of this State, shall not be entitled any fees and perquisites as taxable costs or fees, except for attending cases in the Supreme Court, but that all such costs shall be taxed in the bill of costs, upon all convictions, to be paid into the county Treasury, and the Solicitor General shall be charged with the collection of all such costs and fines, and shall make semi-annual settlements, with such treasurer, and in lieu of such costs and fines, the attorney and Solicitors General shall receive an annual salary of hundred dollars, which was lost.

Mr. Kirby, of Chattooga, offered the following as a substitute for the 4th section :

Sec. 4th. And be it further enacted that the Solicitors General, and Attorney General, shall receive, each, a salary of dollars, and that they shall not receive any fees or other compensation for their services as such ; and that in all cases where the Solicitor is absent from any Court of his Circuit, and not represented by some competent attorney, on account of which the presiding Judge has to appoint a Solicitor *pro tem*, the presiding Judge shall pass an order fixing the amount the Solicitor General *pro tem* shall be entitled to for his services, and a certified copy of which, when presented to the Governor, shall authorize him to issue his warrant in favor of said Solicitor *pro tem* for that amount,

deducting said amount from the salary of the Solicitor General of said Circuit, which amendment was lost.

The report of the committee was agreed to, the bill was read the third time and passed.

The House went into committee of the whole, Mr. Harrison in the chair, on the bill for the relief of Thomas W. Fleming, of the county of Richmond, and all other citizens of Georgia, similarly situated, and having spent some time therein, the committee arose and reported the bill back to the House, without amendment.

Mr. Glenn offered an amendment which was ruled out of order, as not being germane to the bill.

Mr. Glenn moved that the bill be postponed and made the special order for Saturday next, which motion was lost.

The previous question was called and sustained.

The report of the committee was agreed to, the bill was read the third time and lost.

Mr. Ridley, of Troup, reported a bill to be entitled an act to prevent the spread of small pox, in this State.

Leave of absence was granted to Mr. Hollis of Marion, who was called off on urgent and pressing business.

On motion of Mr. Robinson of Appling, the House adjourned until 9 o'clock, Monday morning.

MONDAY, JANUARY 29TH, 1866. }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Brooks.

Mr. Snead, of Richmond, moved a reconsideration of so much of the Journal of Saturday, as relates to the loss of the bill for the relief of Thomas W. Fleming, of the county of Richmond.

Upon which, Mr. Ridley of Troup, called the previous question, which was sustained.

Upon the motion to reconsider the yeas and nays were required to be recorded, and resulted in yeas 64, and nays 82.

Those voting in the affirmative are Messrs :

Adams,	Baker,	Dart,
Alexander,	Bennett,	Dodds,
Asbury,	Cabaniss,	DuBose,

Edge,	Mattox, of Elbert,	Roundtree,
Fraser,	Mallard,	Russell of Chatham,
Frost,	McCullough,	Russell of Muscogee,
Gartrell,	McComb,	Scandrett,
Green,	McDougald,	Sims, of Bartow,
Gross,	McLendon,	Simms, of Newton,
Harrison,	McWhorter of	Snead,
Hicks,	Greene,	Stapleton,
Hill,	McQueen,	Starr,
Holliday,	Morrow,	Stewart,
Hockenhull,	Mitchell, of Gwin-	Swearingen,
Humphreys,	nett,	Tench,
Johnson of Pierce,	Mitchell, of Thomas,	Tucker,
Jones, J. B., of	Montgomery,	Usry,
Burke,	Moughon,	Wicker,
Jones, J. J., of	Phillips,	Wilburn,
Burke,	Powell,	Williams, of Dooly,
Kibbee,	Redwine,	Woods, of Morgan,
Kirby,	Ridley,	Woodward,
Maddox, of Fulton,	Robson,	Womble,

Those voting in the negative are Messrs :

Benson,	Hall,	Peeples,
Boyd,	Hand,	Pickett,
Brock,	Harden,	Quillian,
Bush,	Harlan,	Ragsdale,
Burch,	Hargett,	Render,
Byrd,	Hinton,	Rhodes,
Cameron,	Howard of Bartow,	Robinson, of Ap-
Candler,	Howard of Lump-	pling,
Carter,	kin,	Robinson, of Lau-
Cloud,	Hodges,	rens,
Cook,	Hudson,	Robison,
Colley,	Hughes, of Twiggs,	Rogers,
Davenport,	Hughes, of Union,	Rumph,
Dickson, of Walker,	Johnson, of Forsyth,	Sale,
Dixon, of Macon,	Johnson, of Henry,	Sharp,
Dodson,	Lindsay,	Shaw,
Dorsey,	Martin,	Shepard,
Dozier,	McCutchen,	Smith, of Clinch,
Ellington,	McDowell, of Heard,	Stallings,
Evans,	McDowell, of Pike,	Stanfield,
Fincannon,	McRae,	Stanton,
Ford,	Mizell,	Thomas,
French,	Morrell,	Umphrey,
Gibson,	Morris, of Montgom-	Wall,
Glenn,	ery,	Watkins,
Grogan,	Moses,	Weaver,
Gunnells,	Oates,	White,

Williams, of Bryan, Wilkerson, Woods, of Floyd,
Williams of Bulloch, Winningham,

Ayes 64, Nays 82 ; So the motion was lost.

Leave of absence was granted to Messrs. Baynes of Jasper, and Frost of Troup, for a few days, on special business.

Also, to Mr. Durham, of Clarke, and Mr. Kirby, of Chattooga, after Wednesday next, and to Mr. McWhorter, of Oglethorpe, for to-day, on account of indisposition.

Mr. Dorsey, of Hall, offered the following resolution, which was taken up, read, and adopted to-wit :

The bill entitled an act to amend the road laws of this State having been transmitted to the Senate by the Clerk of the House, when the same had been reconsidered by the House :

Be it therefore Resolved, That the Senate be requested to return the said bill to this House.

On motion the rule was suspended, and the bill to prevent the spread of Small Pox in this State, was read the second time, and referred to a special committee, consisting of Messrs. Ridley, Alexander, Sims of Bartow, Starr, Phillips, Sale and Hand.

The Clerk proceeded to call the roll of counties for the introduction of new matter, when Mr. Womble, of Upson, reported a resolution, looking to an early adjournment.

Also, a bill to appropriate money to repair and wind up the State House clock.

Mr. McCutchin, of Pickens, reported a bill for the benefit of Orphans, and defining the duties of Ordinaries for the same.

Mr. Morris, of Montgomery, reported a bill for the relief of Geo. H. Ratchford, of the county of Montgomery.

Mr. Woods, of Morgan, reported a bill for the relief of Asa C. Zachary, of Morgan county.

Mr. Russell, of Muscogee, reported a bill to authorize the several Ordinaries of this State, to administer oaths, and receive compensation therefor.

Mr. Johnson, of Henry, reported a bill to define vagrancy and to prescribe punishment for the same, and for other purposes.

Mr. Fraser, of Liberty, offered a resolution, relative to the Principal Keeper, and Book Keeper, of the Penitentiary, which was taken up, read, and adopted.

Mr. Phillips, of Habersham, offered a resolution to limit debate.

Mr. Ellington, of Gilmer, reported a bill to incorporate the Ellijay Mining Company, of Georgia.

Mr. Williams, of Dooly, reported a bill to prohibit the distillation of corn, in this State, with license, and to regulate the granting of such license.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker:—I am directed by the Senate to return to the House of Representatives, in conformity with their request, the following bill of the House, transmitted to the Senate, through mistake, to-wit :

A bill to alter the road laws of this State, and to amend sections 585, 588, 602 and 604, of the Code.

Mr. Howard, of Lumpkin, offered a resolution altering the rules of the House, as to the call of the roll of counties.

Mr. Adams, of Clarke, reported a bill to levy and collect a tax for the political year 1866, and for other purposes.

Mr. Harrison, of Chatham, reported a bill to repeal an act entitled an act, to point out the mode of paying the fees of the Solicitor General, of the Eastern Judicial district, of Georgia, in Chatham county, in certain cases, and for other purposes, therein enumerated.

Also, a bill to incorporate the Savings Bank of Savannah.

Mr. Kirby, of Chattooga, reported a bill to allow parties time to make out their writs of certiorari, &c.

Mr. Render, of Merriwether, reported a bill for the relief of the estate of Hiram Hussey, deceased, of Merriwether county.

The House took up the Senate bill to repeal so much of the act of the General Assembly of the State of Georgia, as authorizes the extension of the charter of the Union Bank, which was laid on the table for the balance of the session.

The House took up the report of the committee on the Senate bill, to alter and amend the 10th paragraph of the 2nd article, part 1st, title 16th, chapter 5th, of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The Senate bill to amend an act, entitled an act, to incorporate the Georgia and Alabama Rail Road company, and to grant certain powers and privileges to the same, was referred to the committee on agriculture, and internal improvement.

The House took up the report of the committee on the Senate bill, to repeal an act, assented to on 21st day of De-

ember, 1857, requiring the Court of Ordinary of Tatnall county, to be held on the 2d Monday in October, instead of 1st Monday, as provided by law.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill, to permit certain persons to build stock gaps on the Western & Atlantic Rail Road.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on Senate bill, to change the line between Worth and Irwin counties, so as to include No. thirty, second district of Irwin, in Worth county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to establish the seal to be used in the office of the Secretary of State.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to confer powers on the commissioners of Louisville, and for other purposes.

The report of the committee was agreed to, the bill was read the third time, and passed.

The House took up the report of the committee on the bill to perfect service against Express Companies, and to regulate evidence in regard to their contracts.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to allow Attorneys and Solicitors of this State, to argue their causes in the Supreme Court of Georgia, by written argument, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to regulate testimony in case of common carriers.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to compel the several Rail Road companies of this State to furnish separate cars for negroes, or colored people, for which the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to add an additional section to the penal Code, for which the committee had reported a substitute.

Mr. Peeples of Berrien, moved to strike out of the 4th section, the word "unimproved", which was lost.

Mr. Moses moved to strike out the word "unenclosed", and insert the word "wild", which was lost.

Mr. Gartrell, of Cobb, moved to strike out all that portion relating to "fishing and hunting", and pending said motion, the bill and substitute were referred to the committee on the Judiciary.

The following bills were taken up and lost, to-wit :

A bill to amend the 1760th paragraph, title 2nd, chapter 3rd, article 1st, of the Code of Georgia.

Also, a bill to repeal the 4th paragraph of section 125 of the Code of Georgia.

The bill to make commissioners and overseers of roads, in this State, indictable for failing to discharge their duties, was taken up, and on motion of Mr. Cabaniss was withdrawn.

The House took up the report of the committee on the reconsidered bill, to alter the road laws of this State, and to amend the 585th, 588th, 594th, 602d and 604th, sections of the Code of Georgia.

Mr. Dart, of Glynn, offered the following amendment :

Be it enacted, that the 586th section of the Code of Georgia, shall be inoperative in the counties of Camden, Glynn, McIntosh and Liberty, which amendment was lost.

Mr. Dorsey, of Hall, moved to amend, by striking out 60 wherever it applies to persons of color, and insert 45 in lieu thereof ; upon which motion, the yeas and nays were required to be recorded, and resulted in ayes 65, and nays 74.

Those voting in the affirmative are Messrs :

Adams,	Dorsey,	Harrison,
Alexander,	DuBose,	Harlan,
Asbury,	Ellington,	Howard, of Lump-
Boyd,	Fincannon,	kin,
Brock,	Ford,	Hughes, of Union,
Burch,	French,	Johnson, of Forsyth,
Byrd,	Gartrell,	Johnson, of Pierce,
Cameron,	Gibson,	Lindsay,
Davenport,	Grogan,	Mallard,
Dickson, of Walker,	Gross,	Martin,
Dixon, of Macon,	Gunnells,	McCutchen,
Dodson,	Hand,	McLendon,

McRae,	Rhodes,	Stanton,
McWhorter of	Robinsen, of Ap-	Thomas,
Greene,	pling,	Tucker,
Mizell,	Robison,	Umphrey,
Morrell,	Scandrett,	Watkins,
Morrow,	Shaw,	Weaver,
Mitchell, of Gwin-	Shepard,	Williams, of Dooly,
nett,	Simms, of Newton,	Winningham,
Montgomery,	Smith, of Clinch,	Woods, of Floyd,
Pickett,	Smith, of Hancock,	Woods, of Morgan,
Quillian,	Speer,	
Ragsdale,	Stapleton,	

Those voting in the negative are Messrs :

Bennett,	Johnson, of Henry,	Roundtree,
Benson,	Jones, J. B., of	Russell, of Chatham,
Bragg,	Burke,	Russell, of Musco-
Bush,	Jones, J. J., of	gee,
Cabaniss,	Burke,	Sale,
Candler,	Kibbee,	Sims, of Bartow,
Carter,	Kirby,	Snead,
Cloud,	Maddox, of Fulton,	Stallings,
Cook,	Mattox, of Elbert,	Stanfield,
Colley,	McCullough,	Starr,
Dart,	McComb,	Stewart,
Dodds,	McDowell, of Pike,	Sumner,
Dozier,	McDougald,	Swann,
Frazer,	Mitchell, of Thom-	Swearingen,
Frost,	as,	Tench,
Green,	Moses,	Usry,
Hall,	Moughon,	Wall,
Harden,	Peeples,	White,
Hargett,	Phillips,	Wicker,
Hicks,	Pottle,	Wilburn,
Hill,	Redwine,	Willis,
Holliday,	Render,	Williams, of Bul-
Howard, of Bartow,	Ridley,	loch,
Hockenhull,	Robinson, of Lau-	Wilkerson,
Hudson,	rens,	Woodward,
Humphreys,	Robson,	Womble.
Hughes, of Twiggs,	Rogers,	

Ayes 65, Noes 74 ; So the House refused to strike out and insert.

Mr. Shepard, of Walton, moved to strike out " sixty " as to free persons of color, and insert " fifty "

Mr. Morrow of Columbia, moved as a substitute for said motion, the following :

All male inhabitants of this State, white and black, shall be liable to work on the public roads, up to fifty years of age, except those specially exempted by law, which was agreed to.

The report of the committee as amended, was agreed to, the bill was read the third time and passed.

Mr. J. B. Jones, Chairman of the committee on Agriculture and Internal Improvement, made the following report :

The committee on Agriculture and Internal Improvement have had under consideration, the following Senate bill, to wit :

A bill to be entitled an act to permit certain persons to build stock gaps on the Western & Atlantic Rail Road, and recommend that it do pass.

(Signed,)

J. B. JONES, Chm'n.

On motion the House adjourned until 9 o'clock to-morrow morning.

TUESDAY, JANUARY 30TH, 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Leave of absence was granted to Messrs. Gibson, of Crawford, Hodges, of Butts, Speer, of Sumter, Moughon, of Bibb, and McDougald, of Chattahoochee, for a few days on special business.

Mr. Ridley, from the special committee to whom was referred the bill to prevent the spread of small pox in this State, reported the same back to the House with a recommendation that it do pass.

The report of the committee was taken up and agreed to, the bill was read the third time and passed.

The following bills were read the second time and committed for a third reading, to-wit :

A bill for the relief of the Muscogee Building and Loan Association, and the Columbus Building and Loan Association.

Also a bill in relation to the marriage of first cousins.

Also a bill incorporating the town of Weston, in Webster county, Ga., &c.

Also a bill to incorporate the town of Steadman, in the county of Newton, and to confer upon the citizens of said town the privilege of electing commissioners, with certain rights and privileges therein enumerated.

Also a bill to authorize the Inferior Court of the county of Lumpkin to levy an extra tax for the purpose of build-

ing a jail, upon the recommendation of the Grand Jury of said county.

Also a bill to incorporate the town of Wrightville, in the county of Johnson, to appoint commissioners for the same, and for other purposes therein mentioned.

Also a bill to incorporate the Gate City Gas Light Company.

Also a bill to amend the 6th, 8th and 11th Sections of an act incorporating the town of Georgetown, in Quitman co., and add additional sections thereto.

Also a bill to reduce the bond of the Sheriff of Forsyth county.

Also a bill to compensate John T. Brown and Jesse Stanley for certain services.

The bill to appropriate a sum of money for the use and benefit of the State University, and for other purposes, was read the second time, and referred to the committee on Finance.

Also a bill to compel all persons owning wild and unimproved lands in this State to give in and pay taxes on the same in the county where it is situated.

The bill to change the line between the counties of Union and Towns, and for other purposes, was read the 2nd time and referred to the committee on new counties and county lines.

The bill to authorize the Justices of the Inferior Court of the county of Heard to levy and collect a tax for certain purposes, was read the second time and ordered to be engrossed.

The following bills were read the second time and referred to the committee on the Judiciary, to-wit:

A bill to change the time of holding the Courts of Ordinary of this State.

Also a bill to repeal the 1847th section of the Code of Georgia.

Also a bill to facilitate trials against tenants holding over and against intruders.

Also a bill to amend the 3794 section of the 3rd article of the Code of Georgia.

Also a bill to fix the term of office of the Judges of the Supreme Court, and to fix their salaries.

Also a bill to be entitled an act for the benefit of Trustees, and to allow them to resign their trusts under the same rule and regulations as is prescribed for executors, administrators and guardians.

The following bills were read the second time and referred to the committee on Manufactures to-wit:

A bill to incorporate the McClusky Gold Mining Co.

Also a bill to incorporate the American Insurance and Industrial Agency.

Also a bill to amend an act entitled an act to incorporate the Etowah Auraria Hydraulic Hose Mining Co., approved Dec. 20th, 1859.

Mr. Jones, from a special committee, submitted the following report :

Mr. Speaker :—J. J. Jones, J. M. Russell, H. Williams, R. Robinson, J. D. Stewart, J. N. Dorsey, and J. W. Hill, a special committee appointed, and to whom the following bill was referred, to-wit: "An act for the relief of indigent families of deceased soldiers, and disabled soldiers of Dooly county," with instructions to report a general bill on the same subject, have had the same under consideration and beg leave to report the bill herewith submitted, as a substitute for the original bill referred to them.

JOHN J. JONES,
Chairman.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit :

Mr. Speaker :—The Senate has passed the following bills, to-wit :

A bill authorizing the Ordinaries of the State to issue letters testamentary in certain cases.

A bill to change and make permanent the line between the counties of Irwin and Wilcox.

A bill for the relief of Arthur Hutchinson, administrator of Benj. G. Barker, deceased, against a tax fi fa issued by the Tax Collector of Clinch county.

The Senate has also passed the following bills of the House of Representatives, to-wit :

A bill to amend an act to incorporate the city of Americus, and to alter and amend an act to incorporate the town of Americus, assented to Dec. 17th, 1861.

A bill to change the place of holding the Justices Court in the 97th district of Washington county.

A bill to extend the corporate limits of the town of Forsyth, to increase the powers of the commissioners thereof, and for other purposes.

A bill to appoint certain persons therein named trustees of the Knoxville Camp Ground, and to vest certain powers in them.

A bill to legalize the issue of bills and bonds by the Mayor and Council of the city of Atlanta.

A bill to repeal an act approved Dec. 12th, 1863, amendatory of the 1st clause of the 2480th section of the revised Code of Georgia.

A bill to suspend the operation of section 1528 of the Code of Georgia in certain cases.

The Senate has also agreed to a resolution appointing a

joint committee, consisting of two on the part of the Senate and three on the part of the House of Representatives, in relation to the Penitentiary, to which they invite the concurrence of the House of Representatives.

The committee on the part of the Senate are Messrs. J. A. W. Johuson and Butler.

On motion of Mr. Moses, the Clerk was instructed to inform the Senate that the House is now ready to receive them in their Hall, for the purpose of going into the election for U. S. Senators.

The Senate attended in the Representative Chamber, and the General Assembly proceeded with the election of a U. S. Senator for the long term, and on receiving and adding up the vote, it appeared that the Hon. A. H. Stephens had received 152 votes, the Hon. Joshua Hill 38 votes, and the Hon. B. H. Hill one vote.

Those Senators voting for Mr. Stephens are Messrs :

Barwick, Bedford, O. P. Beall, Black, Bower, Boynton, Brown, Carter, Casey, Crawford, Daley, Dickey, Ezzard, Freeman, Fuller, Gholston, Gibson, Griffin, Gresham, J. A. W. Johnson, J. F. Johnson, Kenan, Manson, Moore, Overstreet, Owens, Parris, Patterson, Russell, Simmons, C. H. Smith, O. L. Smith, Strozier, Thornton, Turner, Wilcox.

The voting for Hr. Joshua Hill are Messrs :

W R. Bell, Butler, England, McDaniel, Quillian, Redding, Strickland.

The members of the House of Representatives who voted for Mr. Stephens are Messrs :

Adams,	Dixon of Macon,	Hargett,
Asbury,	Dodson,	Hill,
Atkinson,	Dodds,	Hinton,
Baker,	Dozier,	Holliday,
Bennett,	DuBose,	Howard of Bartow,
Benson,	Edge,	Howard of Lump-
Bragg,	Evans,	kin,
Brock,	Fincannon,	Hockenhull,
Byington,	Frazer,	Hodges,
Cabaniss,	Frost,	Hudson,
Cameron,	Gartrell,	Humphries,
Candler,	Glenn,	Hughes of Twiggs,
Carter,	Green,	Hughes of Union,
Cloud,	Grogan,	Johnson of Pierce,
Cook,	Gross,	Jones, J. B., of
Colley,	Hall,	Burke,
Dart,	Harrison,	Jones, J. J. of Burke,
Davenport,	Harden,	Kibbee,
Dickson of Walker,	Harlan,	Maddox of Fulton,

Mattox of Elbert,	Peeples,	Stapleton,
McCullough,	Pottle,	Stanfield,
McComb,	Quillian,	Starr,
McDowell of Heard,	Redwine,	Stanton,
McDowell of Pike,	Render,	Stewart,
McDougald,	Robinson of Ap-	Sumner,
McLendon,	pling,	Tench,
McRae,	Robison,	Thomas,
McWhorter of	Robson,	Tucker,
Oglethorpe,	Rogers,	Usry,
McQueen,	Roundtree,	Wall,
Mizell,	Russell of Chatham,	White,
Morell,	Russell of Musco-	Wicker,
Morris of Montgom-	gee,	Willis,
ery,	Sharp,	Williams of Bryan,
Morrow,	Shaw,	Williams of Bulloch,
Mitchell of Gwin-	Shepard,	Wilkinson,
nett,	Simms of Bartow,	Woods of Floyd,
Mitchell of Thomas,	Simms of Newton,	Woodward.
Montgomery.	Smith of Clinch,	
Moses,	Smith of Hancock,	
Moughon,	Snead,	
Oates,	Stallings,	

Those voting for Mr. Joshua Hill are Messrs :

Alexander,	Lindsay,	Ridley,
Boyd,	Mallard,	Robinson of Lau-
Burch,	Martin,	rens,
Dorsey,	McCutchen,	Rumph,
Ellington,	McWhorter of	Sale.
Ford,	Greene,	Scandrett,
French,	Pickett,	Umphrey,
Johnson of Forsyth,	Phillips,	Watkins,
Johnson of Henry,	Powell,	Williams of Dooly,
Kirby,	Ragsdale,	Woods of Morgan,
Lawson,	Rhodes,	Womble.

Mr. Swearingen voted for B. H. Hill.

The Hon. A. H. Stephens having received a majority of the whole number of votes polled, was declared duly elected U. S. Senator for the long term.

The General Assembly proceeded with the election of a U. S. Senator for the short term, and on receiving and adding up the vote, it appeared that the Hon. L. J. Gartrell had received 88 votes, Hon. C. Peeples 72 votes, and Hon. J. Johnson 24 votes, and Hon. H. V. Johnson 3 votes, Hon. Thos. Hardeman 1 vote, and Hon. J. L. Seward 1 vote.

The Senators voting for Mr. Gartrell are Messrs :

Barwick, Bedford, O. Beall, Brown, Casey, Ezzard,

Fuller, Gholston, Gibson, Griffin, J. A. W. Johnson, J. F. Johnson, Moore, Overstreet, Patterson, Russell, O. L. Smith, Thornton, Turner, Wilcox.

Those voting for Mr. Peeples are Messrs :

W. Bell, Boynton, Carter, Crawford, Daley, England, Freeman, Gresham, Peeples, Manson, McDaniel, Parris, Strickland.

Those voting for Mr. Jas. Johnson are Messrs :

Black, Kenan, Quillian, Redding, Strozier.

The members of the House of Representatives voting for Mr. Gartrell are Messrs :

Atkinson,	Humphreys,	Shaw,
Bennett,	Johnson of Pierce,	Shephard,
Benson,	Kibbee,	Sims of Bartow,
Bragg,	Kirby,	Simms of Newton,
Bush,	Maddox of Fulton,	Smith of Clinch,
Byrd,	Mattox of Elbert,	Snead,
Candler,	McComb,	Stallings,
Carter,	McDowell of Heard,	Stanton,
Cook,	McDougald,	Sumner,
Dixon of Macon,	McLendon,	Swearingen,
Dodds,	McRae,	Tench,
Dozier,	McQueen,	Thomas,
Edge,	Mizell,	Usry,
Frazer,	Mitchell of Thom-	Wall,
Gartrell,	as,	White,
Gibson,	Moses,	Wicker,
Glenn,	Pickett,	Williams of Bulloch,
Green,	Pottle,	Williams of Dooly,
Grogan,	Redwine,	Wilkerson,
Hall,	Roundtree,	Winningham,
Harden,	Russell of Chatham,	Woods of Floyd,
Hill,	Russell of Musco-	Womble.
Howard of Bartow,	gee,	
Hockenhull,	Sharp,	

Those voting for Mr. Peeples are Messrs :

Adams,	Dart,	Hicks,
Alexander,	Dickson of Walker,	Hinton,
Asbury,	Dodson,	Holliday,
Baker,	Dorsey,	Howard of Lump-
Boyd,	DuBose,	kin,
Brock,	Evins,	Hodges,
Byington,	Fincannon,	Hughes of Twiggs,
Cabaniss,	Gunnells,	Hughes of Union,
Cameron,	Harrison,	Johnson of Henry,
Cloud,	Harlan,	Mallard,
Colley,	Hargett,	Martin,

McCullough,	Quillian,	Smith of Hancock,
McDowell of Pike,	Ragsdale,	Stapleton,
Morris of Montgom-	Rhodes,	Staufield,
ery,	Ridley,	Starr,
Morrow,	Robinson of Ap-	Stewart,
Mitchell of Gwin-	pling,	Weaver,
nett,	Robison of Lau-	Wilburn,
Moughon,	rens,	Willis,
Oates,	Robison,	Woodward,
Peeples,	Robson,	Mr. Speaker.
Phillips,	Sale,	

Those voting for Mr. Jas. Johnson are Messrs:

Burch,	Johnson of Forsyth,	McWhorter of
Davenport,	Lawson,	Oglethorpe,
Ellington,	Lindsay,	Rumph,
Ford,	McCutchen,	Scandrett,
French,	McWhorter of	Speer,
Gross,	Greene,	Swann,
Hudson,	Morrell,	Umphrey.

For H. V. Johnson, J. B. Jones of Burke, and J. J. Jones of Burke, Render; for J. L. Seward, Watkins; for Thomas Hardeman, Jr., Rogers.

No person having received a majority of the whole number of votes cast, the General Assembly proceeded with a second vote, and on receiving and adding up the vote, it appeared that the Hon. L. J. Gartrell had received 93 votes, Hon. C. Peeples 91 votes, scattering 2, blank 4.

The Senators voting for Mr. Gartrell are Messrs:

Bedford, O. P. Beall, Brown, Casey, Ezzard, Faller, Gholston, Gibson, Griffin, J. A. W. Johnson, J. F. Johnson, Kenan, Moore, Overstreet, Patterson, Russell, Simmons, O. L. Smith, Thornton, Turner, Wilcox.

Those voting for Mr. Peeples are Messrs:

Barwick, W. R. Bell, Black, Boynton, Carter, Daley, Dickey, England, Freeman, Gresham, Manson, McDaniel, Owens, Parris, Quillian, Redding, Strickland, Strozier.

Mr. Butler voted blank.

The members of the House of Representatives voting for Mr. Gartrell are Messrs:

Atkinson,	Dart,	Glenn,
Bennett,	Davenport,	Green,
Benson,	Dixon of Macon,	Grogan,
Bragg,	Dodds,	Gross,
Bush,	Dozier,	Hall,
Byrd,	Edge,	Harden,
Candler,	Ford,	Hill,
Carter,	Gartrell,	Howard of Bartow,
Cook,	Gibson,	Hockenhull,

Humphreys,	Pickett,	Swearingen,
Johnson of Pierce,	Pottle,	Tench,
Jones, J. J. of Burke,	Redwine,	Thomas,
Kibbee,	Roundtree,	Tucker,
Kinby,	Russell of Chatham,	Usry,
Lindsay,	Russell of Muscogee,	Wall,
Maddox of Fulton,	Sharp,	White,
Hattox of Elbert,	Shaw,	Wicker,
McComb,	Sims of Bartow,	Williams of Bulloch,
McDowell of Heard,	Sims of Newton,	Williams of Dooly,
McDougald,	Smith of Clinch,	Wilkerson,
McLendon,	Snead,	Winningham,
McQueen,	Stallings,	Woods of Floyd,
Mizell,	Stanton,	Womble.
Mitchell of Thomas,	Sumner,	
Moses,		

Those voting for Mr. Peeples are Messrs:

Adams,	Howard of Lump-	Render,
Alexander,	kin,	Rhodes,
Asbury,	Hudson,	Ridley,
Baker,	Hughes of Twiggs,	Robinson of Ap-
Boyd,	Hughes of Union,	pling,
Brock,	Johnson of Forsyth,	Robinson of Lau-
Burch,	Johnson of Henry,	rens,
Byington,	Jones. J. B., of	Robison,
Cabaniss,	Burke,	Robson,
Cameron,	Lawson,	Rogers,
Cloud,	Mallard,	Rumph,
Dickson of Walker,	Martin,	Sale,
Dodson,	McCullough,	Shephard,
Dorsey,	McCutchen,	Smith of Hancock,
DuBose,	McDowell of Pike,	Speer,
Evans,	Morell,	Stapleton,
Fincannon,	Morris of Montgom-	Stanfield,
Frazer,	ery,	Starr,
Frost,	Morrow,	Stewart,
Gammells,	Mitchell of Gwin-	Weaver,
Harrison,	nett,	Wilburn,
Harlan,	Moughon,	Willis,
Hargett,	Oates,	Williams of Bryan,
Flicks,	Peeples,	Woodward,
Hinton,	Phillips,	Mr. Speaker.
Holliday,	Quillian,	
Hodges,	Ragsdale,	

Messrs. Ellington, French, and Umphrey voted blank.

Mr. Swann voted for Mr. Swearingen, and Mr. Watkins for Mr. Seward.

No person having received a majority of the whole number of votes cast, the General Assembly proceeded with a

third vote, and on receiving and counting up the vote, it appeared that the Hon. L. J. Gartrell had received 77 votes, Hon. C. Peeples 70 votes, Hon. H V Johnson 35 votes, scattering 3 votes.

The Senators voting for Mr. Gartrell are Messrs:

Bedford, O P Beall, Casey, Ezzard, Fuller, Gholston, Gibson, Griffin, J. A. W. Johnson, J. F Johnson, Kenan, Moore, Overstreet, Patterson, Russell, O. L. Smith, Thornton, Wilcox.

Those voting for Mr. Peeples are Messrs :

W R. Bell, Black, Boynton, Carter, Dickey, England, Freeman, Manson, McDaniel, Parris, Quillian, Redding, Strozier.

Those voting for Mr. Johnson are Messrs :

Barwick, Brown, Daley, Gresham, Strickland.

Mr. Butler voted blank.

The members of the House of Representatives voting for Mr. Gartrell are Messrs :

Atkinson,	Harden,	Redwine,
Benson,	Hill,	Russell of Musco-
Bragg,	Howard of Bartow,	gee,
Bush,	Hockenhull,	Sharp,
Byrd,	Humphreys,	Shaw,
Candler,	Johnson of Pierce,	Sims of Bartow,
Carter,	Kibbee,	Smith of Clinch,
Cook,	Kirby,	Stallings,
Dart,	Lindsay,	Swearingin,
Davenport,	Maddox of Fulton,	Tench,
Dixon of Macon,	Mattox of Elbert,	Thomas,
Dodds,	McDowell of Heard,	Tucker,
Dozier,	McDougald,	Usry,
Edge,	McLendon,	Wall,
Ford,	McQueen,	White,
Gartrell,	Mizell.	Williams of Bulloch,
Gibson,	Mitchell of Thom-	Williams of Dooly,
Glenn,	as,	Wilkinson,
Green,	Moses,	Winningham,
Grogan,	Pickett,	Womble.
Hall,		

Those voting for Mr. Peeples are Messrs:

Alexander,	Colley,	Harrison,
Asbury,	Dickson of Walker,	Harlan,
Boyd,	Dorsey,	Hargett,
Baker,	Ellington,	Hicks,
Brock,	Evans,	Hinton,
Burch,	Fincannon,	Holliday,
Cabaniss,	Frazer,	Howard of Lump-
Cameron,	Gunnels,	kin,
Cloud,		

Hodges,	Oates,	Sale,
Hudson,	Peeples,	Speer,
Hughes of Twiggs,	Phillips,	Stapleton,
Hughes,	Quillian,	Stanfield,
Johnson of Forsyth,	Ragsdale,	Stanton,
Johnson of Henry,	Rhodes,	Stewart,
Lawson,	Ridley,	Willburn,
Martin,	Robinson of Ap-	Willis,
McDowell of Pike,	pling,	Williams of Bryan,
Morell,	Robinson of Lau-	Woodward,
Morrow,	rens,	Mr. Speaker.
Mitchell of Gwin-	Robertson,	
nett,	Rumph,	

Those voting for Mr. Johnson are Messrs :

Adams,	Mallard,	Russell of Chatham,
Bennett,	McCullough,	Scandrett,
Byinton,	McComb,	Simins of Newton,
Dodson,	McRae,	Smith of Hancock,
DuBose,	Morris of Mont-	Snead,
Frost,	gomery,	Starr,
Gross,	Moughon,	Summer,
Hand,	Pottle,	Weaver,
Jones, J. B., of	Render,	Wicker,
Burke,	Robson,	Woods of Floyd.
Jones, J. J., of	Rogers,	
Burke,	Roundtree,	

Mr. French voted blank, and Mr. Swann voted for Mr. Swearingen.

No person having received a majority of the whole number of votes cast, the General Assembly proceeded with a fourth vote, and on receiving and adding up the vote, it appeared that the Hon. L. J. Gartrell had received 77 votes, Hon. C. Peeples 68 votes, and Hon. H. V. Johnson 35 votes, and scattering 2 votes.

The Senators voting for Mr. Gartrell are Messrs :

Bedford, O. P. Beall, Casey, Ezzard, Fuller, Gholston, Gibson, Griffin, J. A. W. Johnson, J. F. Johnson, Moore, Overstreet, Patterson, Russell, O. L. Smith, Thornton, Turner, Wilcox.

Those voting for Mr. Peeples are Messrs :

W. R. Bell, Black, Boynton, Carter, Daley, England, Freeman, Manson, McDaniel, Parris, Redding, Simmons, Strozier.

Those voting for Mr. Johnson are Messrs :

Barwick, Brown, Crawford, Dickey, Kenan, Strickland
Mr. Butler voted blank.

The members of the House of Representatives who voted for Mr. Gartrell are Messrs :

Atkinson,	Hall,	Russell of Musco-
Bennett,	Harden,	gee,
Benson,	Hill,	Scandrett,
Bragg,	Howard of Bartow,	Sharp,
Bush,	Hockenhull,	Shephard,
Byrd,	Humphries,	Sims of Bartow,
Candler,	Johnson of Pierce,	Smith of Clinch,
Carter,	Kibbee,	Stallings,
Cook,	Kirby,	Sumner,
Dart,	Lindsay,	Tench,
Dixon of Macon,	Maddox of Fulton,	Usry,
Dodds,	Mattox of Elbert,	Wall,
Dozier,	McDowell of Heard,	White,
Edge,	McDougald,	Williams of Bul-
Ford,	McLendon,	loch,
Frost,	McQueen,	Williams of Dooly,
Gartrell,	Mizell,	Wilkerson,
Gibson,	Mitchell of Thom-	Winningham.
Gleen,	as,	
Green,	Moses,	
Grogan,	Pickett,	
Gross,	Redwine,	

Those voting for Mr. Peeples are Messrs :

Alexander,	Hinton,	Ragsdale,
Asbury,	Holliday,	Rhodes,
Baker,	Howard of Lump-	Ridley,
Boyd,	kin,	Robinson of Ap-
Burch,	Hodges,	pling,
Cabaniss,	Hudson,	Robinson of Laurens,
Cameron,	Hughes of Twiggs,	Robison,
Cloud,	Hughes of Union,	Rumph,
Colley,	Johnson of Forsyth,	Sale,
Dickson of Walker,	Johnson of Henry,	Speer,
Dorsey,	Lawson,	Stapleton,
Evans,	Martin,	Stanfield,
Fincannon,	McDowell of Pike,	Starr,
Frazer,	Morrow,	Stewart,
Gunnells,	Mitchel of Gwinnett,	Wilburn,
Harrison,	Oates,	Willis,
Harlan,	Peeples,	Williams of Bryan,
Hargett,	Phillips,	Woodward,
Hicks,	Quillian,	Mr. Speaker.

Those voting for Mr. Johnson are Messrs :

Adams,	Dodson,	Jones, J J
Byington,	Hand,	Mallard,
DuBose,	Jones, J B	McCullough,

McComb,	Rogers,	Stanton,
McRae,	Roundtree,	Tucker.
Morell,	Russell of Chatham,	Watkins,
Moughon,	Shaw,	Weaver,
Pottle,	Simms, of Newton,	Wicker,
Render,	Smith of Hancock,	Woods of Floyd.
Robson,	Snead,	

Mr. French voted blank, and Mr. Swearingen for Colquit.

No person having received a majority of the whole number of the votes cast, the General Assembly proceeded with a fifth vote, and on receiving, adding and counting up the vote, it appeared that the Hon. L. J. Gartrell had received 75 votes, Hon. C. Peeples 67 votes, Hon. H. V. Johnson 36 votes, scattering 3 votes.

The Senators voting for Mr. Gartrell are Messrs :

Bedford, O. P. Beall, Casey, Ezzard, Fuller, Gholston, Gibson, Griffin, J A W Johnson, J F Johnson, Overstreet, Patterson, Russell, Simmons, O L Smith, Thornton, Wilcox.

Those voting for Mr. Peeples are Messrs :

W R Bell, Black, Boynton, Carter, England, Freeman, Gresham, Manson, McDaniel, Parris, Quillian, Redding, Strozier, Turner.

Those voting for Mr. Johnson are Messrs :

Barwick, Brown, Dickey, Kenan, Strickland.

Those voting for Mr. Benning are Messrs :

Crawford, Moore.

Mr. Butler voted blank.

The members of the House of Representatives who voted for Mr. Gartrell are Messrs :

Atkinson,	Gibson,	Maddox of Fulton,
Bennett,	Gleun,	Mattox of Elbert,
Benson,	Green,	McDowell of Heard,
Bragg,	Grogan,	McDougald,
Bush,	Gross,	McLendon,
Candler,	Hall,	McRae,
Carter,	Harrison,	McQueen,
Cook,	Harden,	Mizell,
Dart,	Hill,	Mitchell of Thomas,
Davenport,	Howard of Bartow,	Pickett,
Dixon of Macon,	Hockenhull,	Redwine,
Dodds,	Humphreys,	Russell of Musco-
Dozier,	Johnson of Pierce,	gee,
Edge,	Kibbee,	Scandrett,
Ford,	Kirby,	Sharp,
Gartrell,	Lindsay,	Simms of Bartow,

Smith of Clinch,	Thomas,	Williams of Dooley,
Stallings,	Wall,	Wilkerson,
Sumner,	White,	Winningham,
Tench,	Williams of Bulloch,	Woods of Floyd.

Those voting for Mr. Peeples are Messrs:

Alexander,	Howard of Lump-	Robinson of Ap-
Baker,	kin,	pling,
Boyd,	Hughes of Twiggs,	Robinson of Lau-
Brock,	Hughes of Union,	rens,
Burch,	Johnson of Forsyth,	Robison,
Cabaniss,	Johnson of Henry,	Rumph,
Cameron,	Martin,	Sale,
Cloud,	McDowell of Pike,	Speer,
Colley,	Morrow,	Stapleton,
Dorsey,	Mitchell of Gwin-	Stanfield,
Evans,	nett,	Starr,
Fincannon,	Oates,	Stewart,
Frazer,	Peeples,	Watkins,
Gunnells,	Phillips,	Wilburn,
Harlan,	Quillian,	Willis,
Hargett,	Ragsdale,	Williams of Bryan,
Hicks,	Rhodes,	Woodward,
Hinton,	Ridley,	Mr. Speaker.
Holliday,		
Hodges,		

Those voting for Mr. Johnson are Messrs:

Adams,	McCullough,	Shaw,
Asbury,	McComb,	Shepard,
Byington,	Morell,	Simms of Newton,
Dickson of Walker,	Moses,	Smith of Hancock,
Dodson,	Moughon,	Snead,
DuBose,	Pottle,	Stanton,
Hand,	Render,	Tucker,
Jones, J. B., of	Robson,	Usry,
Burke,	Rogers,	Weaver,
Jones, J. J. of Burke,	Roundtree,	Wicker.
Mallard,	Russell of Chatham,	

Mr. French voted blank, and Swann and Swearingen for Cook.

No person having received a majority of the whole number of votes cast, the General Assembly took a recess until 3½ o'clock, P. M.

3½ O'CLOCK, P. M.

The General Assembly re-assembled, and proceeded with a sixth vote for a U. S. Senator for the short term, and on receiving and adding up the vote, it appeared that the Hon. M. V. Johnson had received 152 votes, Hon. John B. Gordon 10 votes, scattering 19 votes.

The Senators voting for Mr. Johnson are Messrs :

Barwick O P Bell, W R Bell, Black, Boynton, Bower, Brown, Carter, Casey, Crawford, Daley, Dickey, Ezzard, Freeman, Gholston, Gibson, Gresham, J A W Johnson, Kenan, Man-son, McDaniel, Moore, Overstreet, Owens, Parris, Patterson, Redding, Russell, Simmons, C H Smith, Strickland, Strozier, Thornton, Turner, Wilcox.

Messrs. Butler, England, Quillian and O L Smith voted Aak, and Mr. Griffin for B. Hill.

The members of the House of Representatives who voted for Mr. Johnson are Messrs :

Adams,	Hargett,	McWhorter of
Alexander,	Hicks,	Oglethorpe,
Ashbury,	Hinton,	Morell,
Baker,	Holliday,	Morrow,
Bennett,	Howard of Lumpkin,	Mitchel of Gwinnett
Benson,	Hockenhull,	Mitchell of Thomas,
Byrd,	Hodges,	Moses,
Brock,	Hudson,	Oates,
Byrd,	Humphreys,	Peebles,
Byington,	Hughes of Union,	Pottle,
Tabaniss,	Johnson of Forsyth,	Quillian,
Cameron,	Johnson of Henry,	Ragsdale,
Candler,	Johnson of Pierce,	Redwine,
Carter,	Jones, J. B., of	Render,
Cloud,	Burke,	Rhodes,
Davenport,	Jones, J. J., of	Ridley,
Dickson of Walker,	Burke,	Robinson of Ap-
Dixon of Macon,	Lawson,	pling,
Edson,	Maddox of Fulton,	Robinson of Lau-
Hersey,	Mattox of Elbert,	rens,
Dalrose,	Mallard,	Robison,
Edge,	Martin,	Robson,
Evans,	McCullough,	Roundtree,
Macannon,	McComb,	Rumph,
Foxer,	McDowell of Pike,	Russell of Chatham,
Green,	McLendon,	Russell of Musco-
Greene,	McRae,	gee,
Grannells,	McWhorter of	Sale,
Hand,	Greene,	Scandrett,
Harrison,	McQueen,	Sharp,

Shaw,	Sumner,	Wilburn,
Shephard,	Swann,	Willis,
Simms of Newton,	Tench,	Williams of Bryan,
Smith of Hancock,	Thomas,	Williams of Bulloch,
Snead,	Tucker,	Williams of Dooly,
Speer,	Usry,	Wilkinson,
Stallings,	Wall,	Winningham,
Stapleton,	Watkins,	Woods of Floyd,
Stanfield,	Weaver,	Woodward,
Stanton,	White,	Womble,
Stewart,	Wicker,	Mr. Speaker.

Messrs. Atkinson, Bush, Dozier, Glenn, Hall, Harden, Hill, Phillips, Rogers, Smith of Clinch, voted for Gordon, Messrs. Dodds and Kibbee for Benning, Mr. French voted blank, Mr. Grogan for Redwine, Mr. Pickett for A. Lincoln, Mr. Sims of Bartow for Dodds.

The Hon. H. V. Johnson having received a majority of the whole number of votes cast, was declared duly elected U. S. Senator for the short term.

On motion, the Senate withdrew to their chamber, and on motion the House adjourned until 9 o'clock to-morrow morning.

WEDNESDAY, JANUARY 31ST, 1866. }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

The Clerk proceeded to call the roll of counties, when Mr. Harrison reported a bill to encourage the development of the agricultural, and other resources, of the State, by the introduction of labor thereinto, and also, for the encouragement of direct trade with foreign nations, and for other purposes.

The House took up the Senate Resolution appointing a joint committee to examine into the condition of the Penitentiary, and for other purposes.

Mr. Ridley moved to strike out the latter clause of the resolution, and pending the same, on motion of Mr. Gartrell, the resolution was laid on the table for the present.

Mr. Harrison, of Chatham, reported a bill to amend an act incorporating the Central Rail Road and Canal Company of Georgia, to alter and change the name of the said Company, and to give to said Company banking powers and privileges, and for other purposes.

Mr. Dodson, of Catoosa, reported a bill to encourage the arrest and conviction of horse thieves.

Mr. Gartrell reported a bill to alter and change the line between the counties of Cobb and Paulding, and to add a portion of the county of Paulding to the county of Cobb.

Mr. Rogers, of Dade, reported a bill to legalize certain marriages in this State.

Mr. Morrell, of Effingham, reported a bill to consolidate the offices of Receiver and Collector of taxes, for the county of Effingham.

Mr. Thomas, of Floyd, reported a bill to authorize the Mayor and Council of the city of Rome, Ga., to issue change bills.

Mr. Hill, of Fulton, reported a bill to incorporate the Atlanta Mining and Rolling Mill Company.

Mr. Dart, of Glynn, reported a bill to authorize the Inferior Courts of the counties of Camden, Glynn, McIntosh and Liberty, to compel the hands to work, who are subject to work on public roads, &c.

Mr. McWhorter, of Greene, reported a bill to suspend the collecting laws of this State, until the first day of January 1868, except in certain cases therein provided.

Mr. Dart, of Glynn, reported a bill to repeal section 586 part 1st, title 6th, chapter 5th, article 1st, of the Code of Georgia.

Mr. Smith, of Hancock, reported a bill to incorporate the Central Georgia Manufacturing Company.

Mr. Willis, of Talbot, reported a bill to change the line between the counties of Talbot and Meriwether, and to add certain lands, now in the county of Meriwether, to the county of Talbot, and for other purposes.

The committee on Military Affairs, to whom was referred the bill entitled an act, for the relief of certain persons, who were *bona fide* Soldiers of the late Confederate army, have had the same under consideration, and recommend that it do pass.

GEO. P. HARRISON, Chm'n.

January 30th, 1866.

Mr. Hardeman, of Bibb, reported a bill to amend the second section of an act entitled an act, to incorporate the Empire Iron and Coal Mining Company, and to confer certain powers and privileges thereon, passed December 9th, 1862.

The bill to incorporate the Dalton Petroleum and Mining Company, was taken up, and on motion referred to a select

committee, consisting of Messrs. Mattox of Elbert, Glenn, Pottle, Gartrell, McWhorter of Greene, Robson and Hughes of Twiggs.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker :—The Senate has passed the following bills of the House of Representatives, to-wit

A bill to be entitled an act to ennoble the Inferior Court of the several counties in this State, to raise a fund to pay off the indebtedness of the several counties, and for other purposes.

A bill to authorize and require the Treasurer of the State to make certain advances, and for other purposes.

The Senate has rejected the following bills of the House of Representatives, notice of which, I am directed by resolution of the Senate, to communicate to the House, to-wit :

A bill to amend sections 3188 and 3189 of the Code.

A bill to amend the 3452d section of the Code of Georgia.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker :—The Senate has passed the following bill, which I am instructed to transmit forthwith to the House of Representatives, to-wit :

A bill to change the line between the counties of Lee and Terrell, and to add a portion of the county of Lee to the county of Terrell.

Mr. Adams submitted the following report :

Mr. Speaker :—The committee on Finance have had under consideration, a bill to be entitled an act to require taxpayers, to give in their lands, in the county where it is situated, and for other purposes, which they recommend do pass, with the following amendments : By striking out the word *persons*, and inserting the words *non-residents*, in the 1st section ; and by striking out the whole of the 3rd section.

Also, a bill to be entitled an act for the relief of maimed soldiers, and widows, whose husbands died, or were killed in the war, which they recommend do not pass.

Also, a bill to be entitled an act to increase the fees of the Ordinaries, and Clerks, of the Superior and Inferior Courts, which a majority of the committee recommend do pass, with the following amendments : by striking out 100 per cent, and inserting 50 per cent ; and after the words Clerk of the Superior and Inferior Courts, add the following officers : Coroners, Sheriffs, Deputy Sheriffs, Constables, Justices of the Peace, and county Surveyors.

F. W. ADAMS,
Chairman Finance Committee.

Mr. Render, from the committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit :

An act to repeal an act assented to on the 21st day of December 1857, requiring the Court of Ordinary of Tattnall county to be held on the 2d Monday in October, instead of 1st Monday, as provided for by law.

An act to confer certain powers on the commissioners of Louisville, and for other purposes, &c.

An act to establish the seal to be used in the office of the Secretary of State.

An act to change the line between Worth and Irwin counties, so as to include number thirty-second district of Irwin, in Worth county.

An act to alter and amend the tenth paragraph of the second article, part first, title sixteenth, chapter fifth, of the Code of Georgia.

An act to permit certain persons to build stock gaps on the Western and Atlantic Rail Road.

The House took up the report of the committee on the bill to define the duties of persons owning adjoining lands, where a fence is necessary to divide said lands, and to protect the crops on the same, for which the committee had reported a substitute.

The report of the committee was agreed to, the bill was read the third time and passed, and ordered to be sent forthwith to the Senate.

The House took up the report of the committee on the bill for the relief of the indigent families of deceased soldiers, and disabled soldiers, of Dooly county, for which the special committee had reported a substitute.

Mr. Glenn moved that the bill be re-referred to the committee, which motion was lost.

Mr. Brock moved that the bill be referred to the committee on Finance, pending which, on motion of Mr. Ridley, the bill was laid on the table for the present.

The House took up the report of the committee on the bill in relation to the jurisdiction of Justices Courts in this State.

The report was agreed to, and the bill was lost.

The House took up the report of the committee on the bill to be entitled an act to require tax-payers to give in their lands in the county where it is situated, and for other purposes.

On motion of Mr. Cook the bill was withdrawn.

The House took up the report of the committee on the

bill for the relief of certain persons who were *bona fide* soldiers of the late Confederate army.

The report of the committee was agreed to; the bill was read the third time and passed.

The bill for the relief of maimed soldiers and widows whose husbands have died, or were killed in the war, was read the third time and lost.

Mr. Moses, Chairman of the Judiciary committee, submits the following report :

Mr. Speaker :—The committee on the Judiciary have had the following bills under consideration, and report as follows :

A bill to be entitled an act to provide a more summary mode for the enforcement of mechanics liens in this State. Recommend it do pass.

Also, a bill to be entitled an act to make owners and possessors of mischievous dogs, liable for damage. Recommend that the substitute pass, in lieu of the original.

Also, a bill to be entitled an act to organize a new Judicial circuit, to be composed of the counties of Dooly, Pulaski, Wilcox, Irwin, Coffee, Telfair and Laurens, and to prescribe the time of holding the Superior Courts of said counties, and for other purposes therein mentioned. Recommend the creation of a new Judicial circuit, and refer to the House the consideration of its proper boundaries. Also, a bill to be entitled an act to authorize the redemption of lands forfeited or confiscated for taxes, &c. Recommend this bill do pass.

Also, a bill to be entitled an act to alter and amend paragraph twelve hundred and thirty-two of chapter second of the revised Code. Recommend this bill do not pass.

Also, a bill to be entitled an act to authorize Jefferson Roberts to establish a ferry across the Savannah River, &c. Recommend this bill do not pass.

Also, a bill to be entitled an act to authorize Kevy Jacobson, of the county of Scriven, to peddle without license. Recommend this bill do not pass.

Also, a bill to be entitled an act to fix the term of office of Sheriffs of this State, and for other purposes. Recommend this bill do not pass.

Also, a bill to be entitled an act to fix the term of office of the Judges of the Supreme Court, and to increase their pay. Recommend this bill do not pass.

Also, a bill to be entitled an act to aid the people of Chattooga, in the reconstruction of their jail. Recommend this bill do not pass.

Also, a bill to be entitled an act for the relief of B. F. Handley, Richard L. Haynes, M. J. Seal, Alfred H. Teasley, Hampton Smith, A. P. McPherson, S. F. Kincannon, W. P.

Brown, R. A. Camp and L. B. Brown. The committee report a substitute, which they recommend do pass in lieu of the original one.

R. J. MOSES, Chairman.

The bill to increase the fees of the Ordinaries and Clerks of the Superior and Inferior Courts of this State, was referred to the committee on the Judiciary.

The House took up the report of the committee on the bill to incorporate the town of Steadman, in the county of Newton; and to confer upon the citizens of said town the privilege of electing commissioners, with certain rights and powers therein enumerated.

The report was agreed to, and the bill was read the third time and passed.

The bill to fix the term of office of the Judges of the Supreme Court, and increase their pay, was taken up, read the third time and lost.

Also, a bill to aid the people of Chattooga in the reconstruction of their jail.

The House took up the report of the committee on the bill to make owners and possessors of mischievous dogs, liable for damages, for which the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend paragraph 1232 of chapter 2d, of the revised Code.

The report was agreed to, which being adverse to the bill the same was lost.

The House took up the report of the committee on the bill for the relief of B. T. Handley, Richard L. Haynes, M. J. Seal, Alfred H. Teasley, Isham Teasley, Hamilton Smith, A. P. McPherson, S. F. Kincannon, W. P. Brown, R. A. Camp, and L. P. Brown, for which the committee had reported a substitute.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to provide a more summary mode for the enforcement of mechanics liens in this State, for which the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The following bills were read the third time and lost, to-wit:

A bill to fix the term of office of Sheriffs of this State, and regulate the same.

Also, a bill to authorize Kevy Jacobson, of the county of Screvin, to peddle without license.

Also, a bill to authorize Jefferson Roberts to establish a ferry across the Savannah River, &c.

The House took up the report of the committee on the bill to organize a new Judicial circuit, and to prescribe the times of holding Courts therein.

Mr. Kibbee moved to amend the time mentioned in the bill for holding elections, by changing it to January 1867, and January 1870, and every fourth year thereafter, which was agreed to.

The report of the committee was agreed to, and the bill was lost.

The House took up the report of the committee on the bill to authorize the redemption of lands forfeited or confiscated, for taxes, &c.

The report of the committee was agreed to, the bill was read the third time and passed.

Leave of absence was granted to Messrs. Cloud, of Henry, and Woodward of Mourue, for a few days, on special business.

On motion of Mr. Rodgers of Dade, the House adjourned until 9 o'clock, to-morrow morning.

THURSDAY, FEBRUARY 1st., 1866, }
9 o'clock, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Pottle, of Warren, moved the reconsideration of so much of the Journal of yesterday as relates to the passage of the bill to make possessors and owners of mischievous dogs liable for damages, which motion was lost.

Mr. Brock, of Haralson, moved a reconsideration of so much of the Journal of yesterday as relates to the loss of the bill to alter and amend section 1232nd of the Code, which motion prevailed.

Mr. Kibbee, of Pulaski, moved a reconsideration of so much of the Journal of yesterday as relates to the loss of the bill to organize a new Judicial Circuit, and to prescribe the times of holding Courts in the same, upon which motion the yeas and nays were ordered to be recorded, and resulted in yeas 68, and nays 73.

Those voting in the affirmative are Messrs:

Adams,	Atkinson,	Bennett,
Alexander,	Baker,	Bragg,

Brock,	Kirby,	Rogers,
Byrd,	Lindsay,	Russell, of Musco-
Byington,	Maddox, of Fulton,	gee,
Cabaniss,	Mattox of Elbert,	Sale,
Cameron,	McDowell, of Heard,	Shaw,
Carter,	McDowell, of Pike,	Simms, of Newton,
Dart,	McRae,	Snead,
Dözier,	McQueen,	Stapleton,
Edge,	Mizell,	Starr,
Fraser,	Morris, of Franklin,	Swann,
Gartrell,	Morris of Montgom-	Tench,
Grogan,	ery,	Tucker,
Gross,	Mitchell, of Gwin-	Usry,
Hall,	nett,	Vason,
Harden,	Mitchell, of Thom-	Weaver,
Harlan,	as,	White,
Hicks,	Moses,	Wicker,
Hill,	Peeples,	Wilburn,
Howard, of Lump-	Pickett,	Willis,
kin,	Phillips,	Williams, of Dooly,
Jones, J. B., of	Pottle,	
Burke,	Powell,	
Jones, J. J., of Burke,	Redwine,	
Kibbee,	Robson,	

Those voting in the negative, are Messrs :

Asbury,	Hockenull,	Render,
Benson,	Hudson,	Rhodes,
Boyd,	Humphreys,	Ridley,
Bush,	Hughes, of Twiggs,	Robinson, of Ap-
Burch,	Hughes of Union,	pling,
Candler,	Johnson, of Forsyth,	Robinson, of Lau-
Cook,	Johnson of Henry,	rens,
Colley,	Johnson, of Pierce,	Robison,
Davenport,	Mallard,	Roundtree,
Dickson of Walker,	Martin,	Russell, of Chatham,
Dixon, of Macon,	McCullough,	Scandrett,
DuBose,	McCutchen,	Sharp,
Ellington,	McComb,	Shepard,
Evans,	McLendon,	Sims, of Bartow,
Fincannon,	McWhorter of	Smith, of Clinch,
French,	Greene,	Smith, of Hancock,
Gunnells,	McWhorter, of Ogle-	Stallings,
Hand,	therpe,	Stanfield,
Harrison,	Morrel,	Stanton,
Hargett,	Morrow,	Sumner,
Hinton,	Montgomery,	Thomas,
Holliday,	Quillian,	Umphrey,
Howard of Bartow,	Ragsdale,	Wall,

Watkins, Wilkerson, Womble.
 Williams, of Bryan, Woods, of Floyd,
 Williams of Bulloch, Woods, of Morgan,

So the motion was lost.

On motion of Mr. Ridley, of Troup, the rule was suspended, when he introduced a bill to be entitled an act to prevent the citizens of other States from enticing laborers to forfeit their contracts for labor, and to abandon the interests of their employer.

Mr. Pottle, of Warren, offered a resolution instructing the Clerk to have two hundred and fifty copies of the names of members, clerk and assistant clerks, &c., printed.

Mr Kirby moved to amend by adding "and members and clerks of the Senate," which was agreed to, and the resolution as amended was adopted.

The following message was received from His Excellency, the Governor, by Mr. Williams, his Secretary, to-wit:

Mr. Speaker: I am directed by the Governor to deliver to the House of Representatives a communication in writing, with an accompanying document.

Mr. Moses, chairman of the Judiciary committee, submits the following report:

Mr. Speaker: The Judiciary committee have had the following bills under consideration, and report as follows:

A bill to be entitled an act to authorize Artemesia A. E. Jones, wife of James M. Jones, of the county of Bibb, to receive any property she is, or may hereafter be entitled to, by inheritance or otherwise, where the same is not limited over, in the same manner as though she were a *feme sole*.—Recommend the bill do pass, the parties in interest consenting thereto in writing.

Also, a bill to be entitled an act to amend the 2003d section of the Code of the State of Georgia, in relation to the discharge of insolvent debtors, and for other purposes. Recommend the bill do not pass.

Also, a bill to be entitled an act to alter the 3827th section of the Code of Georgia in reference to the oath of Grand Jurors. Recommend this bill do not pass.

Also, a bill to be entitled an act for the relief of certain persons therein defined. Recommend this bill do not pass.

Also, a bill to be entitled an act to adjust and make equitable all charges by substituting the prices of 1860 in lieu of the nominal ex-Confederate prices as charged during the war, and to fix the rate of interest during the suspension of the Courts. Recommend this bill do not pass.

Also, a bill to be entitled an act to authorize the Justices of the Inferior Court of Habersham county to levy a tax

upon land for the benefit of the Soldiers Association, to provide for the collection of the same, and for other purposes. Recommend this bill do not pass.

Also, a bill to be entitled an act for the relief of Esther M. Massengale, wife of A. L. Massengale, of Columbia county. Recommend this bill do not pass.

Also, a bill to be entitled an act to alter and amend section 4596 and 4597 of the Code of Georgia. The committee report a substitute which they recommend do pass in lieu of the original.

Also, a bill to be entitled an act to repeal section 4622, of the Code of Georgia. Recommend this bill do not pass.

The Committee have had the following Senate bills under consideration :

A bill to be entitled an act to change the time when the Justices of the Inferior Court must draw Juries for the Superior Courts, and to legalize the holding of certain Superior Courts. Recommend this bill do pass.

Also, a bill to be entitled an act to amend the charter of the city of Rome, by authorizing the Mayor and Council to raise the fee for retail license, and to prohibit the erection of wooden buildings. Recommend this bill do pass.

Also, a bill to be entitled an act to authorize and empower the Judges of the Superior Courts of this State to hold Special Terms for the trial of criminals, and for other purposes. Recommend this bill do pass.

Also, a bill to be entitled an act to allow Clerks of the Inferior and Superior Courts of this State to practice law in all the Courts of this State, except the Courts in which they are officers. Recommend this bill do not pass.

Also, a bill to be entitled an act to add the county of Terrell to the South-western Judicial Circuit. Recommend this bill do not pass.

Also, a bill to be entitled an act for the relief of securities on recognizances in certain cases.

The committee recommend this bill do pass, with the following amendments, to-wit: By striking out in the fifth line from the bottom of the bill the word "shall" and insert "may in the discretion of the Court," and after the words "liabilities of the same" in the third line from the bottom the words "upon full payment of all costs which may have accrued up to the time of the release of said securities."

Also, a bill to be entitled an act to repeal an act entitled an act to extend the civil jurisdiction of the City Courts of Augusta, to abolish the tax or Court fee, and to make the fees of the officers of that Court the same as in the Superior Courts of this State, assented to March 9th, 1865. The

committee report a substitute in lieu of the Senate bill, and recommend the passage thereof.

R. J. MOSES, Chairman.

Mr. McWhorter, chairman of the committee on new counties and County lines, made the following report:

Mr. Speaker: The committee on new Counties and County lines beg leave to submit the following report:

The committee have had under consideration a bill to change the county lines between the counties of Union and Towns, and I am instructed to report the same back to the House with a recommendation that it do not pass.

Also, a bill to change the county lines between the counties of Upson and Crawford, and I am instructed to report the same back to the House with a recommendation that it do pass.

R. L. McWHORTER,
Chairman.

Mr. Ridley offered the following resolution which was taken up, read and adopted, to-wit:

Resolved, That the Rev. H. H. Tucker be invited to a seat on the floor of the House.

The Senate bill to authorize the Ordinaries of Georgia to issue letters testamentary in certain cases, was read the first time.

The House took up the report of the special committee on the Penitentiary.

Mr. J. J. Jones moved that it be indefinitely postponed, pending which Mr. Gartrell moved to lay the report upon the table for the present, upon which motion the ayes and nays were required to be recorded, and resulted in ayes 60, and nays 80.

Those who voted in the affirmative are Messrs:

Asbury,	Evans,	Hockenhull,
Baker,	Frazer,	Maddox, of Fulton,
Bennett,	Gartrell,	McDowell, of Heard,
Brock,	Green,	McDowell, of Pike,
Bush,	Grogan,	McLendon,
Byrd,	Gross,	McQueen,
Byington,	Gunnells,	Mizell,
Cameron,	Harden,	Morrow,
Candler,	Harlan,	Mitchell, of Gwin-
Carter,	Hicks,	nett,
Colley,	Hill,	Mitchell, of Thom-
Dart,	Hinton,	as,
Dixon, of Macon,	Howard, of Lump-	Moses,
Edge,	kin,	Oates,

Peeples,	Rogers,	Swearingen,
Pickett,	Russell, of Chatham,	Usry,
Pottle,	Scandrett,	Watkins,
Powell,	Sharp,	Weaver,
Ridley,	Stallings,	White,
Robinsen, of Ap-	Stapleton,	Wicker,
pling,	Stanfield,	Winningham,

Those voting in the negative are Messrs :

Adams,	Jones, J. J., of	Roundtree,
Alexander,	Burke,	Russell, of Musco-
Benson,	Kibbee,	gee,
Boyd,	Kirby,	Sale,
Bragg,	Lindsay,	Shaw,
Burch,	Mattox, of Elbert,	Shepard,
Cabaniss,	Martin,	Sims, of Bartow,
Cook,	McCullough,	Simms, of Newton,
Davenport,	McCutchen,	Smith, of Clinch,
Dickson, of Walker,	McComb,	Smith, of Hancock,
Dodson,	McRae,	Snead,
Dodds,	McWhorter of	Starr,
Dozier,	Greene,	Stanton,
Ellington,	McWhorter of Ogle-	Sumner,
Fincannon,	thorpe,	Thomas,
French,	Morrell,	Tucker,
Hall,	Morris of Franklin,	Um hrey,
Hand,	Morris of Montgom-	Vason,
Harrison,	ery,	Wall,
Hargett,	Montgomery,	Willis,
Holliday,	Phillips,	Williams, of Bryan,
Howard, of Bartow,	Quillian,	Williams, of Bul-
Hudson,	Ragsdale,	loch,
Hughes, of Twiggs,	Redwine,	Williams, of Dooly,
Hughes, of Union,	Render,	Wilkerson,
Johnson, of Forsyth,	Rhodes,	Woods, of Floyd,
Johnson, of Henry,	Robinson, of Lau-	Woods, of Morgan,
Johnson, of Pierce,	rens,	Womble.
Jones, J. B., of	Robison,	
Burke,	Robson,	

So the motion was lost.

The motion to indefinitely postpone was lost.

Mr. Ridley moved that the further consideration of the report be postponed until Tuesday next, and made the special order of that day, which motion prevailed.

On motion of Mr. Martin, of Gwinnett, the House took up the communication from His Excellency, the Governor, which was read, and is as follows :

EXECUTIVE DEPARTMENT, }
MILLEDGEVILLE, GA., January 30th., 1866. }

To the Senate and House of Representatives :

I herewith transmit to you a communication from the Superintendent of the Western & Atlantic Railroad, unavoidably delayed to this time. I trust it will enable you to make an approximate estimate of sum necessary to refit the road.

It will be seen that the sum total of purchases from the United States authorities is four hundred and sixty four thousand, one hundred and fifty-two 25-100 dollars. A disagreement occurred between those authorities and the Superintendent as to the terms of sale and time of payment, which induced me to communicate with General Thomas, commanding Division of the Tennessee. The terms exacted were; the giving of a bond, with approved personal security for the payment of the purchase money and interest two years after the date of the contract, or the payment in equal monthly installments, during the two years.

No bond having having been tendered monthly installments were demanded as the alternative. In his reply to me, dated January 4th, General Thomas, after stating his understanding of the terms, says: "I am willing, for the present, to defer the collection of the stipulated monthly installments, until the Legislature has time to provide for a compliance with that condition, and I will instruct Maj. Crilley to defer the collection of the monthly payments, if you will urge upon the Legislature, at its next session, the propriety and necessity of authorizing Mr. Baugh, and the Treasurer of the State, to execute a bond pledging the faith of the State to the payment of the debt incurred by it in the purchase from the United States of Railroad property within a period not exceeding two years, with interest at 7 3-10 per cent per annum."

As the payment of monthly installments may, and in the opinion of the Superintendent will, embarrass the road, I urgently recommend that the General Assembly, by an Act to be speedily passed, authorize the execution of such a bond.

I infer from the phraseology used by General Thomas, referring to the time of payment (" within a period not exceeding two years ") that there will be no objection to the insertion of a clause providing for earlier payment, in the discretion of the State. This would enable the State, in case her bonds on long time can be negotiated at a rate of interest lower than 7 3-10 per cent, not only to save the excess during the two years, but to bring this debt under such general scheme as the General Assembly may think proper to adopt for the prospective adjustment of her finances.

I call your attention to that part of the Superintendent's report referring to a claim of the State of Georgia against the government of the United States for the occupancy and use of the road whilst in their possession. The Superintendent entertaining the opinion that this claim should be promptly adjusted and such sum as might be found due the State applied to the payment of the debt for property purchased, as above stated, from that Government. I also pressed this point upon General Thomas' consideration. In reply he says: "As to the claim which the Western & Atlantic Railroad may have against the United States for all profits and money received by them from the road, that, in no way, is connected with the matter of indebtedness of the State to the United States, in so far as the turning over of the road to the State is concerned. The settlement of that claim is provided for by Act of Congress, approved January 31st, 1862. which provides for the appointment of commissioners who shall assess and determine the amount of compensation, (if any,) to be paid the road."

This subject will demand your attention during the present session. By the Act to which General Thomas refers it is provided that the President, by and with the advice and consent of the Senate, shall appoint three commissioners who shall assess and determine the compensation to be made, and return their award for the consideration of Congress.

I believe this has not yet been done, but will be, probably during the present session of Congress, and some competent person or persons should be appointed to represent the claim of the State of Georgia before the Commissioners when appointed.

I further ask your attention to what is said in the report regarding the levying of a tax upon the gross earnings of the road, in which I trust the government of the United States will not persist against such remonstrance as you may think proper to make.

You will see that the Superintendent closes his report with his resignation of the position. He accepted it under circumstances most embarrassing, and has, I doubt not, devoted himself to the execution of his difficult trust with a degree of zeal, energy and fidelity which entitle him to grateful consideration.

I trust he will find, in other employment, less annoyance and a more compensating return.

Respectfully submitted,

CHARLES J. JENKINS.

Which on motion was referred, together with accompanying documents, to the committee on Finance.

Mr. Render, chairman of the Enrolling Committee, reported as duly enrolled and ready for the signatures of the

Speaker of the House of Representatives and President of the Senate, the following acts, &c.:

An act to enable the Inferior Court of the several counties in this State to raise a fund to pay off the indebtedness of the several counties, and for other purposes.

Also, an act to repeal an act entitled an act to alter and amend an act to incorporate the city of Americus, and to alter and amend an act to incorporate the town of Americus, in the county of Sumpter, and for other purposes, assented to December 17th, 1861.

Also, an act to change the place of holding the Justices Court in the 97th District, Georgia Militia, of Washington county.

Also, an act to repeal an act approved December 12th, 1863, amendatory of the first clause of the 2480th section of the revised Code of Georgia.

Also, an act to appoint certain persons herein named Trustees of the Knoxville Camp Ground, Crawford county, Georgia, and to vest certain powers in them.

Also, an act to legalize the issue of bills and bonds by the Mayor and Council of the city of Atlanta.

Also, an act to extend the corporate limits of the town of Forsyth, Monroe county, Georgia, to increase the powers of the commissioners thereof, as to taxes and the enforcement of fines and penalties.

Also, an act to suspend the operation of section fifteen hundred and twenty-eight of the Code of Georgia, in certain counties.

Also, an act to authorize and require the Treasurer of this State to make certain advances, and for other purposes.

The House took up the Senate resolution for making valid contracts between white men and freedmen, which was read and adopted, and ordered to be transmitted forthwith to the Senate.

The House took up the report of the committee on the bill for the relief of certain persons therein defined.

Mr. Hand, of Baker, moved to amend by striking out the word "soldiers" after the the word "indigent" and insert in lieu thereof the words "disabled soldiers and soldiers families," pending said motion the bill was laid on the table for the present.

The following bills were read the third time and lost, to-wit:

A bill to alter the 3827th section of the Code of Georgia, in reference to the oath of grand jurors.

Also, a bill to repeal section 4622, of the Code of Georgia.

The House took up the report of the committee on the bill to alter and amend sections 4596 and 4597 of the Code

of Georgia, for which the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The bill to authorize the Justices of the Inferior Court of Habersham county to levy a tax, &c., was laid on the table for the present.

The bill to make equitable all charges by substituting the prices of 1860, in lieu of the nominal or Confederate prices as charged, &c., was taken up and lost.

The bill to amend the 2003rd section of the Code of the State of Georgia in relation to the discharge of insolvent debtors, was laid on the table for the present.

The House took up the report of the committee on the bill to authorize Artemesia A. E. Jones, wife of James M. Jones, of Bibb county, to receive any property she is, or may hereafter be entitled to by inheritance, or otherwise, where the same is not limited over, in the same manner as though she were a *feme sole*.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill incorporating the town of Weston, Webster county, Georgia, passed March 6, 1856.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the county line between the counties of Upson and Crawford, so as to include the residence and farm of Leonora Worthy, of the county of Crawford, in the county of Upson.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to change the county line between the counties of Union and Towns was read the third time, and lost.

Also, the bill for the relief of Esther M. Massengale, wife of A. L. Massengale, of Columbia county.

The House took up the report of the committee on the bill to legalize the marriages between first cousins, which have been contracted since 11th December, 1863.

The report of the committee was agreed to, the bill was read the third time and passed.

On motion of Mr. Lawson, of Putnam, the rule was suspended, when he reported the following resolution, which was taken up, read and adopted, to-wit:

Resolved, That two hundred copies of the report of the

Joint Standing Committee on the Penitentiary, made to the House of Representatives in the year 1857 be printed for the use of the House.

Leave of absence was granted to Mr. Williams, of Dooly, for a few days, after to-day, on special business.

On motion the House adjourned until 9 o'clock to-morrow morning.

FRIDAY, FEBRUARY 2ND, 1866. }
9 o'clock, A. M. }

The House met pursuant to adjournment and was opened with prayer by the Chaplain.

Mr. Shaw of Stewart moved a reconsideration of so much of the journal of yesterday as relates to the loss of the bill to make equitable all charges by substituting the prices of 1860, in lieu of the nominal or Confederate prices as charged during the war, and to fix the rate of interest during the suspension of the Courts; which motion was lost.

The Clerk proceeded to call the roll of the Counties, when Mr. Dodds of Polk reported a bill to make valid certain acts of the Justices of the Inferior Court of Polk County.

Mr. Woods of Morgan reported a bill for the relief of Lester Mackham, Thomas Hollis, and David Dyer, of the County of Morgan, and for other purposes.

Mr. Cook of Irwin reported a bill to provide a fund for the payment of certain executive and judicial officers of this State, and for other purposes.

Also, a bill to authorize his Excellency the Governor to issue bonds of the State whereby to raise money for the purposes of the State, and to pay past indebtedness, and pledging the income of the Western & Atlantic Rail Road for raising a sinking fund, and for other purposes.

Mr. Dart of Glynn reported a bill to amend an act to incorporate the town of Brunswick, in the County of Glynn, to define its jurisdictional limits, to provide for the election of Mayor and City Council, and such other officers as may be required, and confer upon them specific powers, and for other purposes therein mentioned.

Also, a bill to amend an act to incorporate the Brunswick improvement Company, passed on the 9th February, 1856, and to extend the privileges of the same.

Also, a bill to repeal an act entitled an act to legalize the proceedings of the Southern Stockholders of the Brunswick & Florida Rail Road Company, to change the name

of said Company, and to amend the act of incorporation, to extend the charter thereof, and to facilitate the building of said road, approved the 15th December, 1861, and for other purposes.

Mr. McWhorter of Greene reported a bill to regulate and protect the Mechanic Arts of this State, and for other purposes.

Mr. Gartrell of Cobb reported a bill making it the duty of the Courts trying indictments found, or crimes and offences charged to have been committed before or during the late war of the Southern States, where the defendant can, and does show, to the satisfaction of the Court, that he had a witness who died during said war whose testimony would have acquitted him, on motion to discharge and acquit the defendant.

Mr. Byington of Clayton reported a bill to define the liabilities of Rail Roads and Express Companies in certain cases.

Mr. Sims of Bartow reported a bill to relieve the Counties of this State which have been overrun and devastated by the Federal armies from the payment of taxes for the years 1866 and 1867.

Mr. Hardeman of Bibb reported a bill to amend an act to incorporate a Company in this State for insurance, to be called the Great Southern Insurance Company.

The House took up the report of the Committee on the Senate bill for the relief of securities on recognizances in certain cases.

The report was agreed to, the bill was read the third time and passed, and ordered to be sent forthwith to the Senate.

The following message was received from the Senate through Mr. Weems their Secretary:

Mr. Speaker:—The Senate has passed the following bill, to-wit:

A bill to be entitled an act to exempt from levy and sale certain property of every debtor, and for other purposes.

On motion of Mr. Ridley the rule was suspended and the bill to prevent the citizens of other States from enticing laborers to forfeit their contracts for labor, and to abandon the interest of their employers, was read the 2nd time and committed for a third reading.

The House took up the report of the Committee on the Senate bill to change the time when the Justices of the Inferior Court must draw Juries for Superior Courts, and to legalize the holding of certain Superior Courts.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the Senate bill to authorize and empower the Judges of the Superior Courts of this State to hold special terms for the trial of criminals, and for other purposes.

The report was agreed to the bill was read the third time and passed.

The House took up the report of the Committee on the Senate bill to repeal an act entitled an act to extend the civil jurisdiction of the City Courts of Augusta, to abolish the tax or Court fee, and to make the fees of the officers of the Court the same as in the Superior Courts of this State, assented to March 9th, 1865, for which the Committee had reported a substitute.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the Senate bill to amend the charter of Rome by authorizing the Mayor and Council to raise the fee for retail license, and to prohibit the erection of wooden buildings.

The report of the Committee was agreed to the bill was read the third time and passed.

The House took up the report of the Committee on the bill for the relief of the Muscogee Building Association, and Columbus Building & Loan Association.

The report was agreed to and the bill passed.

The following Message was received from his Excellency the Governor, by Mr. Williams, his Secretary, to-wit:

Mr. Speaker:—The Governor has approved and signed the following Acts, to-wit:

An Act to extend the corporate limits of the town of Forsyth, Monroe County, Georgia, to increase the powers of the Commissioners thereof, as to taxes and the enforcement of fines and penalties.

An Act to appoint certain persons herein named Trustees of the Knoxville Camp Ground, Crawford County, Georgia, and to vest certain powers in them.

An Act to change the place of holding the Justices Court in the 97th District, Georgia Militia, of Washington County.

An Act to suspend the operation of Section fifteen hundred and twenty-eight, of the Code of Georgia, in certain Counties.

Mr. J. B. Jones, Chairman of the Committee on Agriculture and Internal Improvements submitted the following report:

“The Committee on Agriculture and Internal Improvements have had under consideration a Senate bill, to-wit:

A bill to be entitled an act to amend an act entitled an

ac incorporate the Georgia & Alabama Rail Road Company, and grant certain powers and privileges to the same, passed February 18th, 1854.

Also, a substitute offered in the House to said bill, to-wit:

A bill to be entitled an act to amend an act entitled an act to incorporate the Georgia & Alabama Rail Road Company, and to grant certain powers and privileges to same, and for other purposes, approved January 18th, 1854.

The Committee recommend that the substitute be passed in lieu of the original bill.

J. B. JONES,
Chairman.

Mr. Adams, Chairman of the Committee on Finance, submitted the following report:

Mr. Speaker:—The Committee on Finance have had under consideration a bill to be entitled an act to compensate Ordinaries and Clerks of the Superior Courts for administering the amnesty oath, which they recommend do pass with the following amendments, to-wit:

By filling the first blank with “twenty cents,” the second with “fifteen,” the third with “ten” and the fourth with “five cents,”

And by adding the following proviso to the first Section:

Provided, no Ordinary or Clerk shall receive more than two hundred and fifty dollars for any one County.

Also, a bill to be entitled an act to compel all persons owning wild and unimproved lands in this State to give in and pay taxes on the same, in the County where it is situated; which they recommend do not pass.

Also, a Resolution relative to the Principal Keeper and Book Keeper of the Penitentiary; which they beg leave to report back to the House, with a request that it be referred to the Penitentiary Committee.

F. W. ADAMS.

The Committee on Banks have had under consideration a bill to be entitled an Act to authorize the corporators of Houston Factory to issue change bill for the space of ten years, for the convenience of their business and the community, and beg leave to submit the following report:

“They recommend that the word “ten” in Section 1st be stricken out and “five” inserted in lieu thereof.

And Section 3rd be so amended as to strike out all after the words “guilty of,” and insert therefor “a felony, and on conviction shall be subject to the penalties now imposed by law for the crime of forgery,” and with these amendments

they ask to refer it back to the House for further consideration.

GEO. P. HARRISON,
Acting Chairman.

Mr. Moses, Chairman of the Judiciary Committee, submits the following report:

Mr. Speaker:—The Committee on the Judiciary have had the following bills under consideration, and report as follows:

A bill to be entitled an act to change the time of holding the Ordinary Courts of this State; recommend this bill do pass.

Also, a bill to be entitled an act to fix the term of office of the Judges of the Supreme Court, and to fix their salaries. The Committee recommend that this bill do not pass.

Also, a bill to be entitled an act to make duplicate plats and grants original evidence in certain cases; recommend the bill do not pass.

Also, a bill to be entitled an act to repeal the 1847th Section of the Code of Georgia; recommend that this bill do not pass.

Also, a bill to be entitled an act to legalize the acts of John C. Wells while acting Ordinary under commission from his Excellency James Johnson, Pro. Governor of the State of Georgia. The Committee report a substitute which they recommend do pass in lieu of the original.

R. J. MOSES,
Chairman.

Mr. Render, from the Committee on Enrollment, reported as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives a Resolution for making valid contracts between white men and freed men.

The House took up the report of the Committee on the bill to authorize the Inferior Court of the County of Lumpkin, to levy an extra tax for the purpose of building a jail upon the recommendation of the Grand Jury of said County.

The report was agreed to, the bill was read the 3rd time and passed.

The House took up the report of the Committee on the bill to incorporate the town of Wrightville, in the County of Johnson, to appoint commissioners for the same, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the

bill to reduce the amount of the Bond of the Sheriff of Forsyth County.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the reconsidered bill to alter and amend paragraph 1232nd of chapter 2nd of the revised Code.

Mr. Howard of Lumpkin moved to amend by striking out "3 o'clock, P. M." and inserting "4 o'clock P. M.," which motion was lost.

Mr. Brock moved to amend by striking out "10 o'clock A. M." and inserting "5 o'clock A. M.," which prevailed.

The report as amended was agreed to, and the bill was passed.

The House took up the engrossed bill to authorize the Justices of the Inferior Court of the County of Heard to levy and collect a tax for certain purposes.

The report was agreed to, the bill was read the third time and passed.

The Senate bill authorizing the Ordinaries of Georgia to issue letters testamentary in certain cases, was read the second time and committed for a third reading.

The following bills were taken up and laid on the table for the present, to-wit:

A bill to incorporate the Gate City Gas Light Company.

Also, a bill to compensate Ordinaries and Clerks of the Superior Courts for administering the amnesty oath.

Also, a bill to compensate John L. Brown and Jesse Stanley for certain services.

The bill to change the time of opening and closing elections in this State was read the third time and lost.

Also, a bill to make duplicate plats and grants original evidence in certain cases.

The House took up the report of the Committee on the bill to change the time of holding the Courts of Ordinary of this State.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to legalize the acts of John C. Wells, while acting Ordinary under commission from his Excellency James Johnson, Provisional Governor of Georgia, for which the Committee had reported a substitute.

The report of the Committee was agreed to, the bill was read the third time and passed.

The bill to amend the 6th, 8th, and 11th Sections of an act incorporating the town of Georgetown was referred to the Committee on the Judiciary.

The following bills were read the third time and lost, to-wit:

A bill to repeal the 1847th Section of the Code of Georgia.

Also, a bill to fix the term of office of the Judges of the Supreme Court and to fix their salaries.

The bill to authorize the corporators of Houston Factory to issue change bills for the space of ten years for the convenience of their business and the community, was taken up and laid on the table for the present.

Also, a bill to compel all persons owning wild and unimproved lands in this State to give in and pay taxes on the same in the County where it is situated.

The House took up the report of the Committee on the Senate bill to amend an act entitled an act to incorporate the Georgia & Alabama Rail Road Company, and to grant certain powers and privileges to the same, passed February 18th, 1864, for which the Committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The Resolution relative to the Principal Keeper and Book Keeper of the Penitentiary was referred to the Committee on the Penitentiary.

The bill for the relief of Isaac Hardeman, of the County of Jones, was read the 2nd time and committed for a third reading.

Also, a bill to be entitled an act to incorporate the New Era Mining and Manufacturing Company.

Also, a bill to be entitled an act to authorize Riley Johnson, a permanently disabled soldier of Clinch County, to vend and retail spirituous liquors in small quantities without paying license.

Also, a bill to be entitled an act to incorporate the Macon canal and water works, to authorize the Mayor and Council of the city of Macon to subscribe to the stock of said Company, to issue the bonds of said city to pay for any subscription they may make, and to levy a tax to pay for such bonds as may be issued, and for other purposes.

Also, a bill to be entitled an act to provide for the election of a town council for the town of Ringgold, in Catoosa County, in certain cases.

On motion of Mr. Ridley, the use of the Hall was tendered to the Rev. H. H. Tucker, to deliver an address, on to-night.

The bill to authorize the appointment of vendue masters by the municipal authorities of the several incorporated towns and cities in this State, was read the 2nd time and referred to the Committee on the Judiciary.

Also a bill to admit parol evidence in the construction of wills, and for other purposes.

Also, a bill to make it penal for any officer, agent, or employee of any Rail Road Company in this State to charge for transporting freights and passengers above the rates allowed by their several charters.

Also, a bill to exempt from levy and sale property in the State of Georgia, for the year 1866.

Also, a bill to change the amount of the Sheriff's bond of Clay County.

Also, a bill to allow the legal partner of the Ordinary to practice law in his Court, when it shall appear by articles of agreement that no partnership exists as to said Court.

Also, a bill to define the duties of Coroners in this State, and to fix the fees of said officers, and of the Constables attending Coroner's inquests.

Also, a bill to secure persons in the right to bottles owned by manufacturers and bottles of mineral waters, porter, ales, &c.

Also, a bill to amend the 4597th Section of the Code of Georgia.

Also, a bill for the relief of administrators in certain cases.

The bill to permit Duncan Reid to peddle without license was by leave of the House withdrawn.

The bill to authorize John H. Owens to practice medicine and charge for the same was read the second time and ordered to be engrossed.

The bill supplemental to and explanatory of the 2462nd Section of the Code of Georgia, relative to the administration of unrepresented estates, was read the 2nd time and referred to the Committee on the Judiciary.

The bill to change the County line of Clayton and Fayette, so as to include in the County of Fayette lots of land Nos. 186, 187, 188, and 166, in the 13th District of Clayton, was read the second time and referred to the Committee on New Counties and County Lines.

Also, the bill to repeal an Act approved December 11th, 1858, entitled an Act to change the lines between the Counties of Dougherty and Worth.

Also, a bill to change the line between the Counties of Baker and Early.

The bill to abolish the office of Adjutant & Inspector General was read the second time and referred to the Committee on Military Affairs.

Leave of absence was granted to Messrs. Stewart of Spalding, on account of sickness in his family, Robinson of Laurens, Dixon of Macon, Shepard of Walton, and Swann of Greene, on special business.

On motion of Mr. McClendon the House adjourned until 9 o'clock to-morrow morning.

SATURDAY, FEBRUARY 3RD, 1866. }
 9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

On motion of Mr. Pottle, the House reconsidered so much of the Journal of yesterday as relates to the loss of the bill to make duplicate plats and grants original evidence in certain cases.

Leave of absence was granted to Mr. Moses on account of indisposition.

The bill to allow Freedmen to contract and be contracted with, and to provide penalties for the forfeiture of the same, was taken up, and referred to the joint committee on Freedmen's affairs.

Also, a bill for the relief and benefit of certain classes of Freedmen.

Also, a bill to prohibit concubinage among the blacks of this State, and for other purposes.

The bill for the relief of Isaac Hardeman of the county of Jones, was referred to committee on the Judiciary.

The bill to incorporate the New Era Mining and Manufacturing company, was referred to a special committee of seven.

The bill to authorize Riley Johnson, a permanently disabled soldier, of Clinch county, to vend and retail spirituous liquors in small quantities, without paying license, was indefinitely postponed.

The bill to authorize John H. Owens to practice medicine, and charge for the same, was laid on the table for the present.

The House took up the report of the committee on the bill to prevent the citizens of this State, and other States, from enticing laborers to forfeit their contracts for labor, and to abandon the interest of their employers.

The report of the committee was agreed to, the bill was read the third time and passed.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate has passed the following bills, to-wit:

A bill to amend the tax laws of this State, and to define the duties of the Receivers of Tax-returns, and the Comptroller General, in certain cases.

A bill to alter and amend sections 585, 594, 602, and to repeal section 588, of the Code of Georgia.

A bill to be entitled an act to increase the salary of the Superintendent of the Western and Atlantic Rail Road.

A bill to authorize the use of the water power on the reserve at Indian Springs, with the privilege of building saw and grist mills thereon.

The Senate has also passed the following bill of the House of Representatives, to-wit :

A bill to make all suits, writs and processes, which were returnable to Houston Superior Court, as of October term 1865, returnable to the February term of said Superior Court, to be held in the year 1866.

The Senate has concurred in the amendments of the House of Representatives, to the bill of the Senate, for the relief of securities on recognizances, in certain cases.

On motion of Mr. Glenn the rule was suspended, when he introduced a bill for the support of indigent widows and orphans of deceased soldiers. Also, indigent disabled soldiers, and for the relief of soldiers who have lost a leg or an arm, and for the relief of the poor of this State.

Mr. Oates of Murray, reported a bill to provide for the support of Soldiers wounded or disabled in the late war, and the widows and orphans of soldiers, who have died or been killed in said war, who are unable to support themselves, and have no means of support, and to raise money for that purpose.

The House took up the report of the committee on the bill to provide for the election of a town council for the town of Ringgold, in Catoosa county.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Macon Canal and Water Works, to authorize the Mayor and Council of the city of Macon, to subscribe to the stock of said company, to issue the bonds of said city to pay for any subscription they may make, and to levy a tax to pay such bonds as may be issued, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The bill to incorporate the Empire State Manufacturing company in the county of Newton, was read the second time and referred to the committee on Manufactures.

The Senate bill authorizing the Ordinaries of Georgia to issue letters testamentary in certain cases, was read the second time and referred to the committee on the Judiciary.

Also, a bill to fix the fees of Clerks, Sheriffs, Ordinaries, Coroners, Jailors, Justices of the Peace, and Constables, in the several counties in this State, and for other purposes.

Also, a bill to amend section 3320 of the Code of Georgia.

Also, a bill to be entitled an act to hire colored persons for debt.

The following message was received from the Senate, through Mr. Weems, their Secretary :

Mr. Speaker :—The Senate has passed the following bill of the House of Representatives, which I am instructed to transmit forthwith to the House, to-wit :

A bill to prevent the spread of Small Pox in this State.

Mr. Render from the committee on enrollment, reported as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit :

An act to change the time when the Justices of the Inferior Court must draw juries for the Superior Courts, and to legalize the holding of certain Superior Courts.

An act to amend the charter of the city of Rome by authorizing the Mayor and council to raise the fee for retail license, and to prohibit the erection of wooden buildings.

An act to authorize and empower the Judges of the Superior Courts of this State to hold special terms for the trial of criminals, and for other purposes.

An act for the relief of securities on recognizances in certain cases.

The bill for the relief of William H. Kimbral and Eleanor Beall, of the county of Clayton, was withdrawn.

The bill to repeal so much of an act, entitled an act, to add a part of the county of Paulding to the county of Carroll, and a part to the county of Floyd, assented to Dec'r 22d, 1847, as relates to lots numbers 520, 591, and 601, of the 1st district, and 3rd section, of originally Paulding county, and to add lots no. 413 and 414, 1st district, 3rd section of Paulding, to the county of Carroll, was read the second time and referred to the committee on new counties and county lines.

Also, a bill to alter and amend section 3320, 1st article, 5th chapter, of the Code of Georgia.

Also, a bill to amend section 3478 of the Code of Georgia.

Also, a bill to alter and amend the charter of the city of Columbus.

The bill to incorporate the Okefenokee Land and Canal company was read the second time, and referred to the committee on Agriculture and Internal Improvements.

The bill to prevent incorporations created by the General Assembly of the State of Georgia, from organizing upon fictitious capital, and to check the growth of wild cats, was read the third time and referred to the special committee of seven.

Leave of absence was granted to Messrs. McDowell of

Pike, and Alexander of Houston, for a few days, on special business.

The House took up the report of the committee on the bill to repeal paragraph 1988 of article 3rd, section 2d, of the revised Code of Georgia.

On agreeing to the report of the committee, which was adverse to the bill, the yeas and nays were required to be recorded, and resulted in yeas 50, and nays 76.

Those voting in the affirmative are Messrs :

Bennett,	Holliday,	Quillian,
Benson,	Howard of Lump-	Ragsdale,
Bush,	kin,	Render,
Burch,	Hockenhull,	Robson,
Cameron,	Hudson,	Roundtree,
Dickson, of Walker,	Hughes, of Union,	Rumph,
Dixon, of Macon,	Lawson,	Russell of Chatham,
Dodson,	Mattox, of Elbert,	Scandrett,
Dorsey,	Martin,	Shaw,
Edge,	McCutehen,	Stallings,
Ellington,	McLendon,	Stapleton,
Evans,	Morris, of Franklin,	Stanton,
Gartrell,	Morrow,	Umphrey,
Green,	Mitchell, of Gwin-	Vason,
Hand,	nett,	Wicker,
Harden,	Mitchell, of Thomas,	Willis,
Hicks,	Peeples,	Winningham,
Hill,	Phillips,	

Those voting in the negative are Messrs :

Adams,	Fincannon,	Kibbee,
Alexander,	French,	Lindsay,
Asbury,	Grogan,	Maddox, of Fulton,
Atkinson,	Gross,	Mallard,
Boyd,	Gunnells,	McRae,
Bragg,	Hall,	McWhorter of
Brown, of Houston,	Hargett,	Greene,
Byrd,	Hinton,	McWhorter of Ogle-
Byington,	Humphreys,	thorpe,
Cabaniss,	Hughes, of Twiggs,	McQueen,
Candler,	Johnson, of Forsyth,	Mizell,
Carter,	Johnson, of Henry,	Morrell,
Cook,	Johnson of Pierce,	Morris, of Montgom-
Colley,	Johnson, of Wilcox,	ery,
Dart,	Jones, J. B., of	Montgomery,
Davenport,	Burke,	Oates,
Dodds,	Jones, J. J., of	Pickett,
Dozier,	Burke,	Pottle,

Powell,	Sharp,	Usry,
Redwine,	Sims, of Bartow,	Wall,
Rhodes,	Smith, of Clinch,	Watkins,
Ridley,	Smith, of Hancock,	Weaver,
Robinson, of Ap-	Snead,	White,
pling,	Stanfield,	Williams, of Bryan,
Robertson,	Starr,	Williams of Bulloch,
Rogers,	Sumner,	Wilkerson,
Russell of Muscogee,	Swearingen,	Woods, of Floyd,
Sale,	Thomas,	Woods, of Morgan,

Ayes 50, Noes 76 ; So the report of the committee was disagreed to.

Mr. Dodson, of Catoosa, moved that the bill be postponed for the present, and made the special order for Tuesday next, which motion was lost.

Mr. Russell of Muscogee, moved that the bill be re-referred to the Judiciary committee, which motion was lost.

The question then occurred upon the passage of the bill, and upon which, the yeas and nays were required to be recorded, and resulted in ayes 82, and nays 48.

Those voting in the affirmative are Messrs :

Adams,	Hicks,	Morrell,
Alexander,	Hinton,	Morris of Montgom-
Asbury,	Hudson,	ery,
Boyd,	Humphreys,	Montgomery,
Bragg,	Hughes, of Twiggs,	Oates,
Brown, of Houston,	Johnson, of Forsyth,	Pickett,
Brock,	Johnson of Henry,	Pottle,
Byrd,	Johnson, of Pierce,	Redwine,
Byington,	Johnson, of Wilcox,	Rhodes,
Cabaniss,	Jones, J. B., of	Ridley,
Candler,	Burke,	Robinson, of Ap-
Carter,	Jones, J. J., of Burke,	pling,
Cook,	Kibbee,	Robertson,
Colley,	Lindsay,	Rogers,
Dart,	Maddox, of Fulton,	Russell, of Musco-
Davenport,	Mallard,	gee,
Dodds,	Martin,	Sale,
Dozier,	McCullough,	Sims, of Bartow,
Fincannon,	McComb,	Smith, of Clinch,
Fraser,	McDowell, of Pike,	Smith, of Hancock,
French,	McWhorter of	Snead,
Grogan,	Greene,	Stanfield,
Gross,	McWhorter, of Ogle-	Starr,
Gunnells,	thorpe,	Sumner,
Hall,	McQueen,	Swearingen,
Hargett,	Mizell,	Thomas,

Usry,	Wicker,	Wilkerson,
Wall,	Williams, of Bryan,	Woods, of Floyd,
Watkins,	Williams, of Bul-	Woods, of Morgan,
Weaver,	loch,	
White,		

Those voting in the negative, are Messrs :

Baynes,	Howard of Bartow,	Quillian,
Benson,	Howard, of Lump-	Ragsdale,
Bush,	kin,	Render,
Burch,	Hockenhull,	Roundtree,
Cameron,	Hughes of Union,	Rumph,
Dickson of Walker,	Lawson,	Scandrett,
Dodson,	Mattox of Elbert,	Sharp,
Dorsey,	McCutchen,	Shaw,
Edge,	McLendon,	Stallings,
Ellington,	McRae,	Stanton,
Evans,	Morris, of Franklin,	Tucker,
Gartrell,	Morrow,	Umphrey,
Glenn,	Mitchell, of Gwin-	Vason,
Green,	nett,	Willis,
Hand,	Mitchell, of Thom-	Winningham,
Harden,	as,	
Hill,	Peeples,	
Holliday,	Phillips,	

Ayes 82, Noes 48 ; So the bill was passed.

Mr. Hudson of Harris, moved a suspension of the rules, to take up the bill passed by both houses, to prevent the spread of small pox, that 200 copies of the same be printed, which motion was lost.

The bill to authorize the Inferior Court of Dawson county to levy an extra tax for the purpose of building a jail in said county, upon the recommendation of the Grand Jury of said county, was read the second time, and committed for a third reading.

Also, a bill to reduce the bonds of Sheriffs, of the county of Dooly, in this State.

The bill to change the time of holding the Superior Court in the county of Banks, in the Western circuit, was read the second time, and referred to the committee on the Judiciary.

The bill to authorize the Justices of the Inferior Court of the county of Early, in this State, to levy and collect an extra tax to pay for provisions heretofore purchased by them, for the use of the poor of said county, and for the use of disabled soldiers, and their families, and also, to pay expenses incurred, and to be incurred, on account of small pox, was read the second time, and referred to the committee on Finance.

Also, a bill to compensate Ebenezer Starnes, L. E. Bleckley, William Hope Hull, and Samuel Barnett, commissioners.

Leave of absence was granted to Mr. DuBose for a few days, on special business.

On motion of Mr. Ridley, the House adjourned until 9 o'clock Monday morning next.

MONDAY, FEBRUARY 5TH, 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Glenn moved a reconsideration of so much of the Journal of Saturday as relates to the passage of the bill to repeal the 1988th section of the revised Code of Georgia.

The previous question was called and sustained, and upon the motion to reconsider, the yeas and nays were required to be recorded, and resulted in ayes 61, and nays 76.

Those who voted in the affirmative are Messrs :

Baker,	Hockenhull,	Robson,
Benson,	Hudson,	Roundtree,
Bush,	Hughes, of Union,	Rumph,
Burch,	Lawson,	Russell, of Chatham,
Cameron,	Martin,	Russell, of Musco-
Dickson, of Walker,	McCutchen,	gee,
Dodson,	McLendon,	Scandrett,
Dorsey,	McRae,	Sharp,
Edge,	Morris of Franklin,	Shaw,
Ellington,	Morris of Montgom-	Simms, of Newton,
Evans,	ery,	Stallings,
Gartrell,	Morrow,	Stapleton,
Glenn,	Mitchell, of Gwin-	Starr,
Green,	nett,	Stanton,
Hand,	Mitchell, of Thom-	Tench,
Harden,	as,	Tucker,
Harlan,	Moses,	Umphrey,
Hill,	Peeples,	Vason,
Holliday,	Phillips,	White,
Howard, of Bartow,	Powell,	Willis,
Howard, of Lump-	Quillian,	Winningham,
kin,	Render,	

Those who voted in the negative are Messrs :

Adams,	Boyd,	Byrd,
Asbury,	Brown, of Houston,	Byington,
Baynes,	Brock,	Cabaniss,

Candler,	Jones, J. J., of	Robinson, of Ap-
Carter,	Burke,	pling,
Cook,	Kibbee,	Rogers,
Colley,	Kirby,	Sale,
Davenport,	Lindsay,	Sims, of Bartow,
Dozier,	Maddox, of Fulton,	Smith, of Clinch,
Fincannon,	Mattox, of Elbert,	Snead,
Frazer,	Mallard,	Stanfield,
French,	McComb,	Stewart,
Grogan,	McDowell, of Heard,	Sumner,
Gross,	McWhorter of	Swearingen,
Gunnells,	Greene,	Thomas,
Hall,	McWhorter of Ogle-	Usry,
Harrison,	thorpe,	Wall,
Hargett,	Mizell,	Watkins,
Hicks,	Morrell,	Weaver,
Hinton,	Montgomery,	Wicker,
Humphreys,	Moughon,	Williams, of Bryan,
Hughes, of Twiggs,	Oates,	Williams, of Bul-
Johnson, of Forsyth,	Pickett,	loch,
Johnson, of Henry,	Pottle,	Wilkerson,
Johnson, of Pierce,	Ragsdale,	Woods, of Floyd,
Johnson, of Wilcox,	Redwine,	Woods, of Morgan,
Jones, J. B., of	Ridley,	
Burke,	Robertson,	

Ayes 61, noes 76.

So the motion to reconsider was lost.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit :

Mr. Speaker : The Senate have passed the following bills, to-wit :

A bill to relieve securities upon bonds for criminal offences committed during the war with the United States, upon certain conditions.

A bill to amend the charter of the town of Athens.

A bill to incorporate the Savannah Steamboat Company.

A bill to incorporate the Savings Bank of Augusta.

Mr. McWhorter made the following report :

HOUSE OF REPRESENTATIVES, }
Milledgeville, Georgia, February 5, 1866. }

Mr. Speaker :

The committee to whom was referred a bill to incorporate the Chattahoochee Mining Company have had the same under consideration, and beg leave to make the following report :

They propose that the second section be amended as follows: "said Directors shall have power to make such by-laws as they may deem necessary for said corporation, not

inconsistent with the Constitution and laws of this State." With said amendment they recommend that the bill do pass.

Also, a bill to incorporate the Georgia and Alabama Mining & Manufacturing Company.

They recommend that after the words, in the first section of the bill, "and generally do every other act, or things," the words "not inconsistent with the Constitution and laws of this State" be inserted, and then that the bill do pass, with the repealing section added.

Also, a bill to incorporate the Empire Manufacturing Company, in the county of Newton.

The committee to whom this bill was referred recommend that it do pass.

Also, a bill to incorporate the American Insurance & Industrial Agency, which they respectfully return with the recommendation that it be referred to committee on Banks.

Also, a bill to amend an act to incorporate the Etowah & Auraria Hydraulic Hose Mining Company, approved Dec. 7th, 1859. They recommend that it do pass.

All of which is respectfully submitted,

J. H. McWHORTER,

Chairman, *pro tem*.

Leave of absence was granted to Mr. Dodds, of Polk, on account of sickness.

The bill to be entitled an act to provide a fund for the payment of certain Executive and Judicial officers of this State for the year 1866, was read the second time and committed for a third reading.

The bill authorizing His Excellency, the Governor, to issue bonds of the State whereby to raise money for the purposes of State, and to pay past indebtedness, and pledging the income of the Western & Atlantic Railroad for the raising of a sinking fund, and for other purposes, was read second time, and referred to committee on Finance.

Mr. Render, chairman of the Enrolling committee, reported as duly enrolled and ready for the signatures of the Speaker of the House of Representatives and President of the Senate, the following acts:

An act to make all suits, writs and processes which were returnable to Houston Superior Court as of October Term, 1865, returnable to the February Term of said Superior Court to be held in the year 1866.

Also, an act to prevent the spread of Small Pox in this State.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker: The Senate have agreed to a joint resolu-

tion authorizing His Excellency, the Governor, to appoint a commissioner to make an equitable and final settlement with the firm of Messrs. Devine, Jones & Lee, of all matters relating to the Card Manufactory, which I am directed to transmit forthwith to the House of Representatives, and to invite their concurrence in the same.

On motion said resolution was taken up and concurred in, and ordered to be sent forthwith to the Senate.

The Clerk proceeded to call the roll of counties when Mr. J. B. Jones, of Burke, reported a bill to amend an act entitled an act to improve the navigation of the great Ogeechee river, so far as the appointment of new commissioners is concerned, &c.

Mr. J. J. Jones reported a bill to ratify certain contracts of Executors, Administrators, Guardians and Trustees made with free persons of color, and to authorize the making of contracts for the future, and for other purposes, &c.

Mr. Hardin, of Cherokee, reported a bill to authorize Executors, Administrators, Guardians and Trustees to receive in payment the Treasury notes of the United States, or the notes of the National Banks, and to invest in United States securities.

Mr. Gartrell, of Cobb, reported a bill for the relief of Charles B. King.

Mr. Tench, of Coweta, reported a bill to incorporate the Georgia Manufacturing & Paper Mill Company

Also, a bill for the protection of passengers on the various Railroads in this State, and the shippers of Merchandise on the same.

Also, a bill to authorize the Mayor and Aldermen of the city of Newnan to issue change bills to an amount therein named, and for other purposes.

Mr. Rogers, of Dade, reported a bill to repeal so much of the 1655th section of the Code of Georgia as prohibits the marriage of persons within the fourth degree of consanguinity.

Mr. Swearingen, of Decatur, reported a bill to authorize the Governor to order elections of county officers in certain cases.

Mr. Adams reported a resolution for the benefit and relief of M. P. Quillian.

Mr. Harrison reported a resolution requesting the Governor to purchase copies of Wellborn's pamphlet for certain officers therein named, and pay for the same.

Mr. Carter, of Echols, reported a resolution discharging the committee on Freedmen's affairs.

Mr. Phillips, of Habersham, reported a resolution for the appointment of a joint committee to draft a bill for establishing an Orphan House, or Houses, which was taken up, read and adopted, and ordered sent to the Senate.

The committee on the part of the House are Messrs. Ridley, Harrison, Hill, Starr, Dodson, Alexander and Lawson.

Mr. Render, from the committee on Enrollment, reported as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives:

A resolution authorizing the Governor to appoint a commissioner to make a full, fair, equitable and final settlement with the firm of Messrs. Devine, Jones & Lee, in relation to the Card Factory.

Mr. McWhorter, of Greene, reported a bill to appropriate money to pay D. B. Sanford to bring up the unfinished business of the late Clerk of the Supreme Court, R. E. Martin, deceased.

Mr. Woods, of Floyd, reported a bill to protect land holders in their timber, fire-wood, and the like, and to punish those who cut, use and destroy the same without the consent of the owners.

Also, a bill to increase the jurisdiction of Justices Courts in this State.

Mr. Montgomery, of Madison, reported a bill for the relief of maimed soldiers of the State of Georgia, and for other purposes.

Mr. Moses, of Muscogee, reported a bill to incorporate the Muscogee Insurance & Industrial Association.

Also, a bill to limit the time within which the privileges granted to incorporated companies during the present session of the General Assembly may be exercised, and for other purposes.

Also, a bill to change the time for holding the term of the Superior Court of Muscogee county.

Also, a bill to be entitled an act to incorporate the Southern Mining Company.

Mr. Adams, of Clarke, reported a bill to authorize the Inferior Court of the county of Clarke to levy an extra tax for certain purposes.

Mr. Ridley, of Troup, reported a resolution relative to citizens of this State, and other States, interfering with freedmen of this State, in order to induce them to forfeit their contracts, and abandon the interests of their employers.

Mr. Johnson, of Wilcox, reported a bill to change the line between the counties of Wilcox and Pulaski.

Mr. Glenn reported a preamble and resolution requesting the Congress of the United States to set apart some of the Territories of the United States to colonize the colored race.

The House took up the Senate resolution to authorize the Governor to prosecute the claim of the State for cotton lately seized by the Federal army, and concurred in the same.

Also, a Senate resolution requesting the Governor to call upon the several banks of this State to make a return of their condition conformably to the law now existing, within ten days.

The House took up the resolution relating to the commissioners appointed by the late Convention to investigate the condition of the Finances of the State, &c., which was read, adopted, and ordered to be sent forthwith to the Senate.

The House took up the report of the committee on the bill to exempt from jury duty all active members of any incorporated Fire Company in this State.

The report was agreed to, the bill was read the third time and passed.

Mr. Moses, chairman of the Judiciary committee submits the following report :

Mr. Speaker : The committee on the Judiciary have had the following bills under consideration, and report as follows :

A bill to be entitled an act to relieve certain persons in this State from jury duty.

The committee recommend this bill do pass.

Also, a bill to be entitled an act to change the amount of Sheriff's bond of Clay county. Recommend this bill do pass.

Also, a bill to be entitled an act to allow the legal partner of the Ordinary to practice law in his Court, where it shall appear by articles of agreement that no partnership exists as to said Court. Recommend that this bill do not pass.

Also, a bill to be entitled an act to repeal so much of section 312, article 1st., chapter 5th., of the Code, as prohibits the legal partner of the Ordinary to practice law in his Court. Recommend this bill do not pass.

Also, a bill to be entitled an act for the benefit of trustees, and to allow them to resign their trust under the same rule and regulations as is prescribed for Executors, Administrators and Guardians. Recommend this bill do not pass.

Also, a bill to be entitled an act to alter and amend first number, section 1954, 2nd article, part 2nd, title 3rd, chapter 2nd. The committee recommend this bill do pass.

Also, a bill to be entitled an act to define the liabilities of

the several Railroads in this State, and to provide for the recovery of damages against said Railroads, in certain cases therein named. Recommend this bill do not pass.

Also, a bill to be entitled an act to amend the 4597th section of the Code of Georgia. Recommend this bill do not pass.

Also, a bill to be entitled an act to exempt from jury duty all active members of any incorporated fire company in this State. Recommend this bill do pass.

Also, a bill to be entitled an act to amend the 6th, 8th and 11th sections of an act incorporating the town of Georgetown, in Quitman county, and add additional sections thereto.

The committee recommend this bill do pass, with the following amendments: "by striking out the fourth section; by striking out in the fifth section the words "of color" in the sixth line, the word "person" in the eleventh line, and inserting in the sixth line before the word "person" the word "any," inserting in the eleventh line before the word person the word "such," and insert in the last line the words "or laws" before the words "of this State," so that the section will read thus:

"Be it further enacted by the authority aforesaid, That said board of commissioners shall have full power and authority to pass all rules and regulations necessary and proper for the punishment of all crimes and offences committed by any person within the limits of said corporation, and the Marshal, and such other persons as the commissioners shall appoint, are hereby vested with full power of police in said town, in arresting and bringing before said commissioners each and every such person who shall be found violating any of the ordinances of said corporation, and on conviction the person or persons so offending shall be punished in the same manner as directed in section third of the act incorporating said town, Provided, the same be not repugnant to the Constitution of the United States, and the Constitution or laws of this State."

The committee have had the following Senate bill under consideration: A bill to be entitled an act to amend and add to the 3985th section of the Code of Georgia. Recommend this bill do pass.

R. J. MOSES, Chairman.

The resolution to elect commissioners to proceed to Washington was indefinitely postponed.

Also, a resolution ratifying the amendment to the Constitution of the United States.

The resolution instructing the committee on Freedmen's affairs to enquire what legislation is necessary for the relief of colored persons, &c., was taken up and lost.

The resolution relative to relieving the people of this State from State taxes for the years 1866 and 1867 was taken up, and laid on the table for the present.

Also, a resolution requesting the Governor to ascertain on what terms the Western & Atlantic Railroad can be sold.

The resolution requesting a mail route to be established from Doctortown to Ocmulgee-ville was read and adopted.

The following resolutions were indefinitely postponed, to-wit:

A resolution instructing the Finance committee to report as to the propriety of the sale of the W. & A. Railroad.

Also, a resolution to bring on the election for State Printer.

Also, a resolution fixing the day of the inauguration of the Governor elect.

Also, a resolution calling on the Convention, in the event said Convention should re-assemble, so to amend the Constitution as to allow citizens moving to this State, from other States, the elective franchise, so as to encourage emigration to this State.

The House took up the resolution instructing the Finance committee to report a bill remitting certain taxes.

Mr. Moses moved to amend the resolution by striking out "instructed to report" and insert "be requested to consider the propriety of reporting," which was agreed to. The resolution as amended was adopted.

The following resolutions were taken up and withdrawn, to-wit:

A resolution to dispose of the Georgia Penitentiary.

Also, a resolution pledging the legislature to do all in its power to enforce contracts for labor, &c.

Also, a resolution to appoint a standing committee on the Western & Atlantic Railroad.

Also, a resolution to invite the Hon. A. H. Stephens to address the General Assembly.

Also, a resolution authorizing the Treasurer to pay certain commissioners, &c.

Also, a resolution adopting certain rules for the government of the House.

The resolution requiring the Comptroller General to furnish certain information was read and adopted.

The resolution for the appointment of a committee to examine into the condition of the Banks, &c., was laid on the table for the present.

Also, a resolution for the relief of soldiers families, &c.

The resolution requesting the Governor to memorialize the

Secretary of the Treasury on the subject of seizing cotton, &c., was referred to the committee on the State of the Republic.

The resolution to bring on the election for two U. S. Senators was indefinitely postponed.

On motion of Mr. Harrison the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled.

On motion of J. J. Jones, of Burke, the rule was suspended, when he introduced the following resolution which was taken up, read and adopted, as follows :

Resolved, That from and after to-day at any afternoon or night session this House will confine itself to the reading of bills the first and second time, and will not put any bills or resolutions upon their final passage, and will excuse the committees on Finance and Judiciary from attendance at the afternoon and night sessions.

The following bills were read the second time and referred to the committee on the Judiciary, to-wit :

A bill to authorize the Inferior Courts to make jury lists and draw juries for the Superior Courts, in certain cases, and to punish for non-attendance.

Also, a bill for the relief of Martha A. Lester, of the county of Fulton.

Also, a bill to provide for the support of indigent disabled soldiers, and the widows and orphans of deceased soldiers.

Also, a bill to create the North-Eastern Judicial Circuit.

Also, a bill for the relief of Mrs. Antonette Butler, wife of J. B. Butler, of Meriwether county.

Also, a bill to declare valid all official acts of the Deputy Clerks, of the Superior or Inferior Courts, when any doubts may exist as to the legality of such acts, on account of the Clerk not having received a pardon.

Also, a bill to carry into effect the sixth section of the 2nd article of the Constitution, and to prescribe the manner in which certain powers herein named shall be exercised by the Superior Courts.

Also, a bill to revise and fix the fees of Ordinaries in this State, and for other purposes.

Also, a bill to repeal an act entitled an act to fix the fees of Clerks, Sheriffs, Ordinaries and Jailors, in the several counties in this State, and for other purposes, &c.

Also, a bill to prescribe the oath to be administered to Jurors in the Inferior and Petit Juries in the Superior Courts of this State, and for other purposes therein mentioned.

Also, a bill to authorize Attorneys at law, Sheriffs, Notaries Public, to administer oaths in certain cases.

Also, a bill to amend the 4391st section of the Code of Georgia.

Also, a bill to amend sections 1775 and 1776 of the revised Code, in relation to Orphans.

A bill in relation to bonds of Trustees.

Also, a bill to alter and repeal certain sections of the Code of Georgia, relating to adverse possession and prescription.

Also, a bill to alter and repeal certain sections in the Code of Georgia relating to Masters in Chancery, and Auditors.

Also, a bill to extend the civil jurisdiction of Justices Courts in the various counties in this State.

Also, a bill to fix the fees of Justices of the Peace and Constables in this State.

Also, a bill to alter and repeal certain sections of the revised Code relating to the payment of claims against the estates of deceased persons.

Also, a bill to change the mode of empanneling juries in criminal cases.

Also, a bill to amend section 1385, of the Code of Georgia, declaring the manner in which estray property should be sold.

Also, to amend the 4613th section of the Code of this State.

Also, a bill to authorize Sheriffs, Constables, and other Judicial officers, to follow offenders into any county to which they may escape and arrest them, &c.

Also, a bill to authorize all persons in Georgia to practice medicine, who have been in the practice five years previous to the first of January, 1861.

The following bills were read the second time, and committed for a third reading, to-wit :

A bill to authorize the Inferior Court of Twiggs county to borrow money, &c.

Also, a bill to exempt the members of the Merchants & Mechanics Fire Company, of the city of Milledgeville, from road and jury duty.

Also, a bill to repeal an act to amend the charter of, and corporate laws of the city of Milledgeville, as to the mode of electing Aldermen, assented to March 7th, 1865.

Also, a bill to revise, alter and amend an act to incorporate an Insurance Company in the city of Columbus, to be called the Merchants Insurance Company, of Columbus, Georgia, assented to November 14th, 1864, and change the name of the Merchants & Planters Insurance Company, of Columbus, Georgia.

Also, a bill to make all persons renting land and houses

in this State to free persons of color responsible for all debts contracted by said free persons in relation to said land, and for all fines or forfeitures imposed for violation of law.

The bill for the relief of certain persons therein named, and to make an appropriation of money for the payment of certain liabilities incurred in suppressing the Small Pox was read the second time, and referred to the committee on Finance.

The bill to change the name of the Milledgeville Railroad company, and for other purposes, was read the second time and referred to the committee on Agriculture and Internal improvements.

Also, a bill to incorporate the Atlanta Street Railroad company, &c.

The bill to levy and collect a tax for the political year 1866, was read the second time and referred to the committee on Finance.

The bill to repeal an act entitled an act to increase the per diem pay of teachers entitled to the benefit of the Poor School Fund of this State, assented to 3rd March, 1865, and for other purposes, was read the second time, and referred to the committee on Public Education.

The bill to alter and straighten the line between the counties of Newton and Jasper was read the second time, and referred to the committee on New Counties and County Lines.

The bill to incorporate the Atlanta Canal Water Works & Manufacturing Company, was read the second time and referred to the committee on Manufactures.

The bill to add certain counties to the Southern Circuit, and to fix the time of holding the Superior Courts of said Judicial Circuit was withdrawn.

On motion of Mr. McDowell, of Heard, the House adjourned until 9 o'clock to-morrow morning.

TUESDAY, FEBRUARY 6TH, 1866. }
9 o'clock, A. M. }

The House met pursuant to adjournment and was opened with prayer by the Chaplain.

On motion of Mr. Dodson of Catoosa, the House reconsidered so much of the Journal as relates to the adoption of the Resolution requesting a mail route to be established from Doctortown to Ocmulgee-ville.

Mr. Glenn moved a reconsideration of so much of the

Journal of yesterday as relates to the loss of the Resolution calling on the Convention, in the event it should re-assemble, so to amend the Constitution as to allow citizens moving to this State from other States, the elective franchise, &c., which motion was lost.

Mr. Morris of Franklin, Chairman of the Committee on Petitions, submitted the following report:

"The Committee to whom was referred the memorial of Stephen N. Bennett, have had the same under consideration, and have instructed me to report the same back to the House with a recommendation that the prayer of the memorialist be not granted. The Committee therefore ask leave to be discharged from the further consideration of the subject.

(signed,)

THOMAS MORRIS,
Chairman.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have passed the following bills, to-wit:

A bill to alter and amend the 3778th Section of the Code.

A bill to incorporate the North Georgia Mining & Manufacturing Company.

A bill to incorporate the Cherokee Mining & Manufacturing Company.

A bill to incorporate the Kenesaw Mining Company of Georgia.

A bill to incorporate the Home Insurance Company.

A bill to repeal the second section of an act entitled an act to provide for the payment of officers presiding at the polls in elections hereafter to be held in the County of Taliaferro.

A bill to repeal the 2635th Section of the Code, and to substitute another in lieu thereof.

A bill to amend an act to incorporate the town of Smithville, in Lee County, and to confer powers on the same.

The Senate have passed the following bills of the House of Representatives, to-wit:

A bill for the relief the Savannah Mutual Loan Association.

A bill to change and fix the time of holding the January Term of the Courts of Ordinary in this State, from the second Monday in said month, as now fixed by law, to the first Monday in January in each year.

A bill to alter and amend the 4564th Section of the Code.

A bill to change the lines between the Counties of Early and Miller.

A bill to authorize the Phoenix Loan & Building Association, and the Union Loan & Building Association, of Atlanta, to resume business, and carry on, or close up, said Associations.

A bill to carry into effect a portion of the third paragraph of the first section of the fourth article of the Constitution, and to provide the mode of carrying cases from the City Courts of Savannah and Augusta, and such other like Courts as may hereafter be established.

A bill to alter and amend the 4321st Section of the Code.

A bill to amend an act incorporating the town of Quitman, and to confer additional powers upon the Commissioners of said town, and to prescribe qualifications of officers and voters of the same.

The Senate have also concurred in the amendment of the House of Representatives to the bill of the Senate to repeal an act to extend the civil jurisdiction of the City Court of Augusta, to abolish the tax and Court fee, and to make the fees of the officers of said Court, the same as in the Inferior Courts, assented to March 9th, 1865.

The Senate have also agreed to a joint Resolution authorizing his Excellency the Governor to communicate with the proper officer of the United States, in reference to the payment of the taxes due by the State, in the bonds of the State, and for other purposes, to which they invite the concurrence of the House of Representatives.

The following bills of the House of Representatives have been rejected by the Senate, to-wit :

A bill to authorize persons unable to work to retail spirituous liquors, and to peddle without paying a license fee.

A bill to amend Section 2102, and paragraph 3 of section 1980 of the Code.

Mr. Moses, Chairman of the Judiciary Committee, submits the following report :

Mr. Speaker :—The Committee on the Judiciary have had the following bills under consideration, and report as follows :

A bill to be entitled an Act for the relief of administrators in certain cases; recommend this bill do pass.

Also, a bill to be entitled an act to amend the 4391st section of the Code of Georgia; recommend this bill do pass.

Also, a bill to be entitled an act to amend the 4613th section of the Code of Georgia; recommend this bill do pass.

Also, a bill to be entitled an act for the relief of Isaac Hardeman, of the County of Jones; recommend this bill do pass.

Also, a bill to be entitled an act to prescribe the oath to

be administered to Jurors in the Inferior, and petit jurors in the Superior Courts in this State, and for other purposes therein mentioned; recommend this bill do not pass.

Also, a bill to be entitled an act to authorize Attorneys at Law, Sheriffs, and Notarys Public, to administer oaths in certain cases; recommend this bill do not pass.

Also, a bill to be entitled an act to authorize all persons in Georgia to practice medicine who have been in the regular and continued practice of medicine for five years previous to the first day of January, 1866, to practice medicine, and to charge and collect for the same; recommend this bill do not pass.

Also, a bill to be entitled an act to provide for the payment of the salaries of the Judges of the Supreme Court, the Superior Courts and the City Courts during a portion of the years 1864 and 1865, and for other purposes; recommend this bill do not pass.

Also, a bill to be entitled an act to secure persons in the right to bottles owned by manufacturers, and bottles of mineral waters, porter, ale, &c; recommend this bill do not pass.

Also, a bill to be entitled an act to change the mode of empanelling Jurors in criminal cases; recommend this bill do not pass.

Also, a bill to be entitled an act to alter and repeal certain sections of the revised Code, relating to the payment of claims against the estates of deceased persons; recommend this bill do not pass.

Also, a bill to be entitled an act for the relief of Mrs. Antionette Butler, wife of J. P. Butler, of Merriwether County; recommend this bill do not pass.

Also, a bill to be entitled an act to add an additional section to the penal code. The Committee report a substitute which they recommend do pass in lieu of the original, with the following amendments: by striking out of the fourth provision, 1st section, the words "or unendorsed," and striking out of the 2nd section, after the word "exceed," the word "five," and insert "two," and after the words "exceed the term of," strike out the words "six months" and insert the words "sixty days."

Also, a bill to be entitled an act supplemental and explanatory of the 2462nd section of the Code of Georgia, relating to the administration of unrepresented estates. The Committee report a substitute which they recommend do pass in lieu of the original.

Also, a bill to be entitled an act to authorize the appointment of vendue masters by the municipal authorities of the several corporated towns and cities of this State. The Committee also report a substitute, which they recommend do pass in lieu of the original bill.

Also, a bill to be entitled an act to facilitate trials in actions against tenants holding over, and against intruders. The Committee report a substitute, which they recommend do pass in lieu of the original.

Also, a bill to be entitled an act to declare valid all official acts of the Deputy Clerks of the Superior or Inferior Courts, where any doubts may exist as to the legality of such acts on account of the Clerk not having received a pardon. The Committee report a substitute, which they recommend do pass in lieu of the original.

Also, a bill to be entitled an act to create the North Eastern Judicial Circuit. The Committee report this bill back without recommendation.

The Committee have had the following Senate bill under consideration. and report as follows :

A bill to be entitled an act to authorize the rendition of decrees in equity, in vacation, and to legalize certain decrees already rendered.

The Committee recommend this bill do pass with the following amendment: at the end of the first section add this: "*Provided*, That in all cases where minors are interested, the consent of the Guardian at law, or Guardian *ad litem* shall be obtained before such decrees are rendered."

R. J. MOSES,
Chairman.

Mr. Adams, Chairman of the Committee on Finance, submitted the following report:

Mr. Speaker:—The Committee on Finance have had under consideration the report of the Superintendent of the Western & Atlantic Rail Road, which they beg leave to report back to the House with a request that it be referred to the Committee on Internal Improvements.

F. W. ADAMS,
Chairman F. Committee.

Mr. Render, from the Committee on Enrollment, reported as duly enrolled, and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives, the following Resolution, to-wit:

A Resolution requesting the Governor to call upon the several Banks of this State to make a return of their condition conformable to the law now existing, within ten days.

A Resolution to authorize the Governor to prosecute the claim of this State for cotton lately seized by the Federal army.

The following Message was received from his Excellency the Governor, by Mr. Williams, his Secretary, to-wit:

Mr. Speaker:—I am directed by the Governor to deliver to the House of Representatives a communication in writing, with accompanying documents.

On motion the said communication was taken up and read and 200 copies of the same and accompanying documents ordered to be printed. The communication is as follows :

EXECUTIVE DEPARTMENT, }
Milledgeville, 6th Feb. 1866. }

To the General Assembly :

With this communication I transmit copies of the proceedings of the stockholders of the Bank of Augusta, the Augusta Insurance & Banking Company, the City Bank, and the Mechanics' Bank, located in the city of Augusta.

It will be seen that the two former make positive surrenders of their charters, that the two latter have taken initiatory steps to the same end, and that they all have provided for the assignment of their assets, real and personal, for the benefit of their creditors ; that act having been, at the date of their communication, completed by the President and Directors of the Augusta Insurance & Banking Company.

You are well aware of the legislation of your predecessors, alluded to in Resolutions of the stockholders, and of the action taken by the Executive, by authority of that legislation. It is not questioned, I believe, that these Banks, and those of the State generally, were at the commencement of the late war in a sound condition, carrying on, within the limits of their several charters, a legitimate banking business. There is abundant reason to believe that but for the large accumulation in their hands of State securities of different kinds, which were repudiated by the late State Convention, under pressure of Federal authority, and of irredeemable Confederate Treasury Notes, to which accumulation they were constrained to submit by an unusual and rigorous State policy, they would be in a condition to meet all their liabilities. If the existence of these facts be doubted, the truth of the case may be elicited by scrutiny into their management. If the recitals in their proceedings herewith transmitted be true, they present a strong claim upon the justice of the State, for such relief as it may be competent for the General Assembly to extend. Certainly it would seem reasonable, and beneficial, as well to them as to their creditors, that they be allowed to go into liquidation, under such restrictions as may avoid protracted and harrassing litigation, without impairing any security, provided by their several charters, for billholders and other creditors. I cannot dismiss the subject without remarking that if, by conforming their con-

duct to statutory requirements, the directors and other officers have been placed in a situation, which, if voluntarily assumed, would have subjected them to penalties imposed by prior legislation, *justice, (not charity.)* would suggest entire and prompt relief from those penalties. This just measure of exemption from punishment, where there is no guilt, would work no possible injury to creditors.

These remarks are predicated upon the statements made in the accompanying papers, and are intended to apply not only to the Banks above named, their Directors and officers, but to all others similarly situated. I commend the whole subject to your just and wise consideration.

I also communicate to the Senate, for the use of both bodies in turn, a memorial from a Convention of Freedmen, said to have been held in the city of Augusta. Very many of the subjects embraced in it have already been submitted to your consideration, and are now engaging your attention. On the whole subject of their status—their relation to the body politic—the large measure of protection and encouragement to which they are entitled, and the confidence I feel in your purpose to do all in the premises, that statesmanship and philanthropy may require, I have already conferred freely with you.

I herewith lay before the House of Representatives, for the use, in turn, of both bodies, the final report of the Georgia Relief and Hospital Association, from which, I think, you will find that the complicated and difficult trust, undertaken by that body, has been discharged with commendable energy and fidelity. The two documents last referred to are so voluminous that with the existing pressure upon the officers of this department copies could not be made of them without inconveniently delaying their transmission; and hence the course adopted.

By the Act of the Congress of the United States, passed 5th August, 1861, for the raising of internal revenue, the direct tax assessed upon the State of Georgia is five hundred and eighty-four thousand, three hundred and sixty-seven and one third dollars, (\$584,367 $33\frac{1}{3}$.)

One of the provisions of this Act authorized the assumption by the States severally of the collection and payment of their respective quotas, and upon such assumption and payment a deduction of fifteen per. cent., (15 per cent.) Without further legislation only the tax of one year will now be collected, and the process of collection in Georgia, from the people directly, has commenced, though but little progress has been made in it. Several of the Northern and Western States have, as I am informed, actually assumed its collection and payment. My information is that the Secretary of the Treasury declines, without express legislation on the point, to permit this assumption by the States

lately hostile to the United States. Such legislation may, during the present session, be entertained by the Congress, and although in our present status, we shall, standing without, witness a practical separation between the power of taxation and the privilege of representation, hitherto considered correlative and inseparable, in free governments. We may indulge the hope that, whilst our voices are suppressed, our just claims will not be ignored. On this, as on other points, patiently awaiting the prevalence of more liberal counsels, it is our part, as it is the unmistakable purpose of our constituents, to discharge our whole duty to the Government of the United States. Should the privilege be accorded, it may be after your adjournment, and in that event any action you may deem it proper to take on the subject must necessarily be hypothetical.

Should our people, in their present exhausted condition, be called upon to pay this Federal tax in the course of the year, and another at or near its close, for the support of the State Government, in the next political year, the burthen will fall heavily upon them.

In our present financial condition, it is apparent that whatever relief, whether temporary or permanent, you may determine to give, must be accomplished by extension of the State's credit. Should you incline to extend relief in some form, and feel no other embarrassment than that resulting from the uncertain action of Congress, there are two alternatives, either of which would accomplish the object: *First*, you may authorize the Executive, in the event that the privilege be accorded to the State, to borrow, upon her bonds, a sufficient sum to pay her quota. If this course be adopted, it would be expedient, without loss of time, by resolution, to request a grant of the privilege to assume, and a suspension of the collection directly from the people, until the question be determined by Congress. *Secondly*, leaving the people to meet for themselves, this Federal tax, you may relieve them from the payment of any State tax during this year, for the uses of the next, and rely upon a loan to supply that deficit. The material difference between the two expedients would be that although upon either alternative, the people would be relieved from one tax, upon the second they would have to meet the payment before realizing the fruits of the year's labor. Very far from countenancing the general policy of resorting to the credit of the State, rather than to the pockets of the people, for the support of government, I yet feel that a state of things without parallel in the past, and, I trust, in the future, may justify its present adoption, without giving it the dangerous authority of precedent. That state of things is simply this: on one hand a people having their individual pecuniary resources temporarily ex-

hausted by a protracted and deplorable war—on the other, a State, constituted of the same people, having large permanent resources, and very small indebtedness, and therefore entitled to abundant credit. Under such circumstances, can it be said, that the use of that credit, for the relief of such a people, so suffering, would violate any principle of good government, or sound policy? I have felt it my duty to ask your consideration of the subject.

Until the year 1864, the Reporter of the Supreme Court was required to publish his Reports in bound volumes. By the Act of 21st of March in that year, he was required to publish them “in pamphlet form, *instead* of in bound volumes.” There can be little doubt that this enactment was induced by the state of war, then existing, but it is not limited in its duration, and without legislation, must continue to control that officer. In point of fact, the events of the war have unavoidably suspended all publication, which is felt as a serious inconvenience. But the reputation of the able and efficient officer, entrusted with that duty, gives ample guaranty that their publication will be speedily resumed and punctually maintained. The dignity of that tribunal, as well as a wise economy, render proper a return to the former mode of publication. I seriously doubt, however, whether, at the present high prices of material and labor, bound volumes can be afforded, at prices fixed in better times. This matter requires legislation.

Respectfully submitted.

CHARLES J. JENKINS,
Governor.

The House took up the special order of the day, to-wit: the report of the Committee appointed to examine and report upon the Penitentiary.

Mr. Byrd of Mitchell moved the indefinite postponement of the report.

The previous question was called and sustained, and on the motion to indefinitely postpone, the ayes and nays were required to be recorded, and resulted in ayes 50, and nays 88.

Those who voted in the affirmative are Messrs :

Brown of Houston,	Gartrell,	Hockenbuhl,
Byrd,	Green,	Jones, J. B., of
Carter,	Grogan,	Burke,
Colley,	Gross,	Jones, J. J., of
Dart,	Harlan,	Burke,
Dodson,	Hicks,	Kibbee,
Dorsey,	Holliday,	Kirby,
Dozier,	Hollis,	Lawson,
Edge,	Howard of Lump-	Maddox, of Fulton,
Evins,	kin,	Mattox, of Elbert,

Mallard,	Peeples,	Sharp,
McDowell of Heard,	Pottle,	Stapleton,
McLendon,	Powell,	Stewart,
McQueen,	Ridley,	Tucker,
Mizell,	Rogers,	Weaver,
Morrow,	Rumph,	White,
Mitchell of Thomas,	Sale,	Wilburn,
Moses,	Scandrett,	Winningham.

Those voting in the negative are Messrs:

Adams,	Hughes, of Twiggs,	Robinson, of Ap-
Asbury,	Hughes of Union,	pling,
Atkinson,	Johnson of Forsyth,	Robertson,
Baker,	Johnson of Henry,	Robson,
Baynes,	Johnson of Pierce,	Roundtree,
Benson,	Johnson of Wilcox,	Shaw,
Boyd,	Martin,	Simms, of Bartow,
Bragg,	McCullough,	Simms of Newton,
Brock,	McCutchen,	Smith of Clinch,
Burch,	McComb,	Smith, of Hancock,
Cabiness,	McRae.	Snead,
Cameron,	McWhorter of	Stallings,
Candler,	Greene,	Stanfield,
Cook,	McWhorter of Ogle-	Starr,
Davenport,	thorpe,	Stanton,
Dixon of Walker,	Morell,	Sumner,
Dodds,	Morris of Frank-	Tench,
Ellington,	lin,	Thomas,
Fincannon,	Morris of Montgom-	Umphrey,
Frazier,	ery,	Usry,
French,	Mitchell of Gwin-	Vason,
Gibson,	nett,	Wall,
Gunnells,	Montgomery,	Watkins,
Hall,	Moughon,	Wicker,
Hand,	Oates,	Willis,
Harrison,	Pickett,	Williams of Bryan,
Harden,	Phillips,	Williams, of Bul-
Hargett,	Quillian,	loch,
Hinton,	Ragsdale,	Wilkinson,
Howard of Bartow,	Redwine,	Woods of Floyd,
Hudson,	Render,	Woods, of Morgan.
Humphreys,		

Ayes 50, nays 55. So the motion was lost.

Mr. J. J. Jones moved to lay the report on the table for the present, which motion was lost.

Mr. Starr of White offered the following Resolution as a substitute for said report:

Resolved, That it is the sense of this House that the Penitentiary system, and the present system of criminal law,

should be so modified as to allow of the continuance of the former, and of the execution of the latter, in such manner as will, in the course of a few years, test the superiority of the different modes of punishment.

Mr. Baker, of Lowndes, offered the following as a substitute for Mr. Starr's substitute :

Resolved, That the Judiciary Committee be and they are hereby instructed so to amend the penal Code as to reduce the number of penalties subjecting the offender to confinement in the Penitentiary, and to remodel the mode of punishment in the Penitentiary.

Which was lost.

The question then recurred upon receiving the substitute offered by Mr. Starr, and upon which the yeas and nays were required to be recorded, and resulted in yeas 72 and nays 68.

Those who voted in the affirmative are Messrs :

Baker,	Hicks,	Peeples,
Brown, of Houston,	Hill,	Pickett,
Bush,	Holliday,	Pottle,
Cabiness,	Hollis,	Powell,
Cameron,	Howard of Lumpkin,	Ridley,
Candler,	kin,	Robson,
Carter,	Hockenhull,	Rodgers,
Colley,	Humphreys,	Roundtree,
Dart,	Jones, J B, of Burke,	Rumph,
Davenport,	Jones, J J, of Burke,	Russell of Chatham,
Dickson, of Walker,	Kibbee,	Sale,
Dodson,	Kirby,	Scandrett,
Dorsey,	Lawson,	Sharp,
Dozier,	Maddox of Fulton,	Stallings,
Edge,	Mattox, of Elbert,	Stapleton,
Ellington,	Mallard,	Starr,
Evin,	McDowell of Heard,	Stewart,
Frazer,	McLendon,	Tucker,
Gartrell,	McQueen,	Watkins,
Gibson,	Mizell,	Weaver,
Green,	Morrow,	White,
Grogan,	Mitchell of Gwinnett,	Wilburn,
Gross,	net,	Williams of Bulloch,
Gunnels,	Mitchell of Thomas,	loch,
Hand,	Moses,	Winningham.

Those voting in the negative are Messrs :

Adams,	Boyd,	Byrd,
Asbury,	Bragg,	Cook,
Baynes,	Brock,	Dodds,
Benson,	Burch,	Fincannon,

French,	McWhorter, of	Simms, of Bartow,
Glenn,	Greene,	Simms, of Newton,
Hall,	McWhorter of	Smith of Clinch,
Harden,	Oglethorpe,	Smith of Hancock,
Harlan,	Morell,	Snead,
Hargett,	Morris of Franklin,	Staufield,
Hinton,	Morris of Mountgom-	Stanton,
Howard of Bartow,	ery,	Sumner,
Hudson,	Montgomery,	Tench,
Hughes of Twiggs,	Moughon,	Thomas,
Hughes, of Union,	Oates,	Umphrey,
Johnson of Forsyth,	Phillips,	Usry,
Johnson of Henry,	Quillian,	Vason,
Johnson of Pierce,	Ragsdale,	Wall,
Johnson of Wilcox,	Redwine,	Wicker,
Martin,	Render,	Willis,
McCullough,	Robinson, of Ap-	Williams of Bryan,
McCutchen,	pling,	Wilkinson,
McComb,	Robertson,	Woods of Floyd,
McRae,	Shaw,	Woods, of Morgan.

Ayes 72, nays 68. So the motion prevailed.

So the Resolution was received in lieu of the original report.

The question then occurred upon the adoption of the resolution, and was carried in the affirmative.

The Senate bill to increase the salary of the superintendent of the Western and Atlantic Rail Road, was read the first time.

The House took up the report of the committee on the bill to alter and amend 1st number, section 1934, 2nd article, part 2nd, title 2nd, chapter 2nd.

The report was agreed to, the bill was read the 3rd time and passed.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have agreed to a joint resolution authorizing the officers of the Western & Atlantic Rail Road to receive in payment of dues to said Road certain change bills issued by the Superintendent, under acts of the General Assembly, approved Dec. 17th, 1861, and April 6th, 1863, which I am instructed to transmit forthwith to the House of Representatives, and to ask their concurrence in the same.

The following message was received from His Excellency, the Governor, by Mr. Williams, his Secretary, to-wit:

Mr. Speaker:—I am directed by the Governor to return to the House of Representatives, in which it originated, an act to repeal an act, approved Dec. 12th, 1863, amendato-

ry of the 1st clause of the 2480th section of the revised Code of Georgia, with a communication in writing.

On motion, the communication was taken up and read, and is as follows:

EXECUTIVE DEPARTMENT, }
Milledgeville, 6th February, 1866. }

To the House of Representatives:

I herewith return to your body, in which it originated, "an act entitled an act, to repeal an act approved Dec. 12th, 1863, amendatory of the 1st clause of the 2480th section of the revised Code of Georgia," with my reasons for dissenting from its passage.

This act, in my view of it, "contains matter different from what is expressed in the title thereof," and, therefore, conflicts with the Constitution. Should it become a law, by its own terms, two objects will have been accomplished by it: first, that clearly expressed in the title, viz: the repeal of the act of December, 1863; secondly, an amendment of the 2480th section of the revised Code, differing somewhat from that contained in the act of 1863. Had the act contained only a repealing clause, as expressed in the title, its effect would have been to restore the 2480th section, as originally adopted. It follows, therefore, that its amendatory section is "matter different from what is expressed in the title."

But further, by comparison of the three enactments, viz; the 2480th section of the Code, the act of 1863, and the act under consideration, it will be seen that the latter is really amendatory of the amendatory act of 1863, whereas, the title expresses an absolute repeal of it, which is a very different matter, and thus we arrive at the same result.

Respectfully submitted.

CHARLES J. JENKINS,
Governor.

Mr. McWhorter, of Oglethorpe, submitted the following report:

Mr. Speaker:—The committee to whom was referred the bill to incorporate the McClusky Gold Mining Company, have had the same under consideration, and respectfully submit the following report:

They recommend that the bill be amended and extended as follows: instead of the last sentence of the 3rd section, beginning with the words "And the stockholders in said Company shall be liable," they propose it to read, "and all the private property, both real and personal, of each respective stockholder, shall be held liable," and then extend

the same section with the following amendment: "and in case of any transfer of stock in said Company, the transferer shall cause the same to be immediately published for 30 days in the public gazette having the largest circulation in the vicinity of the principal office of said Company, at the expiration of which time, the transferer shall be relieved of all liability to said transferred property, unless suit be instituted against the same in the meantime," and then they recommend that the bill do pass.

Also a bill to incorporate the North Georgia Petroleum Oil and Mining Company, and for other purposes. They recommend that a new section be added, prescribing the mode of procedure in case of a transfer, in these words "and in case of any transfer of stock," &c., (the same as recommended to the bill preceding.) They also recommend a repealing section, and then it do pass.

All of which is respectfully submitted.

(signed) JAS. H. McWHORTER,
Chm'n pro tem.

Mr. Render, from the committee on enrollment, reported as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit:

An act to amend an act assented to March 9th, 1865, entitled an act to extend the civil jurisdiction of the City Court of Augusta, to abolish the tax or Court fee, and to make the fees of the officers of said Court the same as in the Superior Courts of this State.

The House took up the report of the Committee on the bill to add an additional section to the Penal Code, for which the committee had reported a substitute.

Mr. Morris, of Franklin, moved to amend the substitute by striking out the 4th section, which motion prevailed.

Mr. Gartrell, moved to amend the substitute by striking out "squatting," which motion was lost.

Mr. Gartrell moved further to amend the substitute by striking out the first proviso of the 2nd section, which motion prevailed.

Mr. Bush, of Miller, moved to strike out the 2nd section, which motion was lost.

Mr. Harrison moved to amend the 2nd section by striking out the word "timber," which motion prevailed.

Mr. Morris, of Franklin, moved to amend by inserting the words "unfelled timber," which motion was lost.

Mr. Morris of Franklin moved to amend the 1st Section by inserting the following proviso:

"*Provided*, the intruder shall not remove off the land after ten days notice," which motion was agreed to.

The substitute as amended was received in lieu of the original.

The report of the Committee was agreed to, the bill was read the third time and passed.

Leave of absence was granted to Mr. Stapleton of Jefferson, Mr. J. B. Jones of Burke, and Mr. Russell of Muscogee, for a few days on special business, to Mr. Rhodes of Walker on account of sickness, and to Mr. Gartrell of Cobb after Thursday next, on special business.

On motion of Mr. Ridley the House adjourned until 9 o'clock to-morrow morning.

WEDNESDAY, FEBRUARY 7TH, 1866. }
9 o'clock, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Hudson, of Harris, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House, in receiving and adopting the resolution as a substitute, in lieu of the report of the special committee to examine and report upon the Penitentiary which motion was ruled out of order by the Speaker, on the ground that there had already been one reconsideration.

Mr. Render appealed from the decision of the chair.

The House sustained the decision of the chair.

Mr. Dorsey, Chairman of the committee on the Penitentiary, submitted the following report:

FEBRUARY 6th, 1866.

The committee to whom were referred the following bills, beg leave to make the following report:

A bill for the relief of J. W. Martin, a convict in the Penitentiary of Georgia. Report the same back to the House without recommendation.

A bill for the relief of Terry L. Cox, a convict in the Penitentiary of Georgia. Report the same back to the House without recommendation.

A bill to abolish the Georgia Penitentiary. Report the same back to the House without recommendation.

JASPER N. DORSEY, Chm'n.

Mr. Mattox, from a special committee, submitted the following report:

HOUSE OF REPRESENTATIVES, }
Milledgeville Geo., February 7th, 1866. }

Mr. Speaker:—The special committee to whom was referred the bill to incorporate the Dalton Petroleum and Mining company, have had the same under consideration, and beg leave to make the following report:

They offer a substitute in lieu of the original bill and its amendments, and recommend that the substitute do pass.

Respectfully,

W. H. MATTOX,

Chairman Committee.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker :—The Senate has passed the following bills, to-wit :

A bill to amend the several acts of this State, regulating the administration of estates of deceased persons, in certain cases therein mentioned.

The Senate have also passed the following bill of the House of Representatives, to-wit :

A bill to authorize the sale of the Exile camp in the county of Terrell.

The Clerk proceeded to call the roll of counties for the introduction of new matter, when Mr. Pottle of Warren, reported a bill to establish rules of evidence, and of proceedings for ascertaining and adjusting the equities between different creditors of the Banks of this State, and between such creditors and the banks, and their Stockholders.

Also, a bill to authorize certain sales to be made in other counties in this State, than where such sales are now required by law, and where certain property has been removed out of the State, to authorize the sale of the same, in the State where it has been removed.

Mr. Wilburn of Terrell, reported a bill to relieve all persons in this State, who may have issued shinplasters, and for other purposes.

Also, a bill to incorporate the Dawson Manufacturing company.

Mr. Ridley of Troup, reported a bill to regulate the printing of county officers.

Mr. Gross, of Screven, reported a bill to change the county of Screven from the 1st Congressional district, to the 5th Congressional district.

Mr. Dodds of Polk, reported a bill to allow the Ordinary of Polk county to keep the records and papers of his office at his residence, till another Court-House is built for said county.

Mr. Kibbee, of Pulaski, reported a bill to change the line between the counties of Dooly and Pulaski, so as to include within the limits of the county of Pulaski, the residence of John Bemby, of the county of Dooly.

Also, a bill to revise the Military Code of Georgia, to repeal all acts passed since the adoption of the same, and for other purposes.

Also, a resolution authorizing and requiring the Governor to have published the acts of the present Legislature of a public or general character, in such public gazette as he may select.

Mr. McWhorter of Oglethorpe, reported a bill declaratory of the law, touching contracts, debts, liens, and obligations, made, entered into, and incurred, prior to the first day of June 1865, where the credit given was based in whole or in part, upon slave property, and to prevent the collection of the same, except in the ratio which the value of all property, other than slave property, bore to the value of the slave property, of the debtor, at the time the credit was given, or obligation was incurred.

Mr. Willis, of Talbot, reported a bill to amend the 3888 section of the Code of Georgia, in regard to the establishment of lost papers.

Mr. Bush, of Miller, reported a bill to amend the laws of this State, authorizing Administrators and Guardians, to resign and to regulate such resignation.

Mr. Hughes, of Twiggs, reported a bill to repeal paragraph 183, of title 4th, chapter 1st, of the Code of Georgia.

Mr. Usry, of Glasscock, reported a bill to vest in lumber dealers a lien upon buildings constructed with the lumber, sold by them, and for other purposes.

Mr. Adams, chairman of the committee on Finance, submitted the following report:

Mr. Speaker:—The Finance committee have had under consideration the following bills, to-wit:

A bill to be entitled an act to appropriate a sum of money for the use and benefit of the State University, and for other purposes, which they recommend do pass, with the following amendments, to-wit: strike out the words "fifteen thousand dollars"; and insert "eight thousand dollars"; also, the words "Asbury Hull", and insert the word "the"; and by striking out the proviso, commencing at the word "conditioned".

Also, a bill to be entitled an act, for the relief of certain persons therein named, and to make an appropriation of money for the payment of certain liabilities incurred, in suppressing the Small Pox, which they recommend do not pass.

F. W. ADAMS.

Chairman Finance Committee.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have agreed to a supplementary resolution in reference to the disposition of the assets

of the Card Factory, which I am directed to transmit forthwith to the House of Representatives, and to invite their concurrence.

On motion said resolution was taken up and concurred in, and ordered to be sent forthwith to the Senate.

Mr. McWhorter, of Greene, reported a bill to submit the propriety of abolishing the State Penitentiary to the decision of the voters of this State.

Also, a resolution on the subject of granting leaves of absence to members, which was taken up and lost.

Mr. Woods, of Floyd, reported a bill to incorporate the Oostanaula Steamboat company, with insurance powers.

Mr. Render, of Meriwether, reported a bill for the reduction of the members of the General Assembly.

Mr. Gartrell, of Cobb, reported a bill to authorize the City Council of Marietta, to issue one thousand dollars in change bills.

Also, a resolution providing for the appointment of a joint committee to examine into the proceedings of the Board of Directors, appointed for the Western & Atlantic Rail Road, by the Provisional Governor, which was taken up, read and adopted, and ordered to be sent forthwith to the Senate.

Mr. Gartrell, at his own request, was excused from serving on said committee. Committee on part of the House are Messrs. Kirby, Glenn and Colley.

The following message was received from his Excellency the Governor, by Mr. Williams, his Secretary :

*Mr. Speaker :—*The Governor has approved and signed the following acts, to-wit :

An act to authorize and require the Treasurer of this State to make certain advances, and for other purposes.

An act to make all suits, writs and processes, which were returnable to Houston Superior Court, as of October term 1865, returnable to the February term of said Superior Court, to be held in the year 1866.

An act, to repeal an act, entitled an act, to alter and amend an act to incorporate the city of Americus, and to alter and amend an act to incorporate the town of Americus in the county of Sumter, and for other purposes, assented to Dec'r 17th, 1861.

An act to prevent the spread of small pox in this State.

Also, an act to enable the Inferior Court of the several counties in this State, to raise a fund to pay off the indebtedness of the several counties, and for other purposes.

An act to legalize the issue of bills and bonds, by the Mayor and Council, of the City of Atlanta.

The two last with explanatory notes.

Mr. McWhorter, Chairman of the committee on new counties and county lines, submitted the following report :

Mr. Speaker :—The committee on new counties and county lines, beg leave to submit the following report :

They have had under consideration the following bills, to-wit :

A bill to be entitled an act to repeal so much of an act entitled an act to add a part of the county of Paulding to the county of Floyd, and a part of the county of Paulding to the county of Carroll ; and recommend that it do pass.

Also, a bill to change the county lines between the counties of Clayton and Fayette, adding lots of land, nos. 186, 187, 188, and 166, in 13th district, in Clayton, to the county of Fayette, and recommend it do pass.

Also, a bill to change the lines between the counties of Baker and Early ; a majority of the committee recommend that this bill do pass.

Also, a bill to change the county lines between the counties of Spaulding and Henry. The committee recommend that this bill do not pass.

R. L. McWHORTER,
Chairman.

Mr. Render, from the committee on Enrollment, reported as duly enrolled, and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following resolution, to-wit :

A resolution in reference to a final settlement of the State's interest in the cotton card factory.

Mr. Adams reported a bill to abolish the Penitentiary.

Mr. Redwine, of Fayette, reported a resolution authorizing and requiring the Governor to order all elections to be held on the day of 1866, for purposes herein named.

Mr. Lawson, of Putnam, presented a memorial from Henry S. Wells, which was referred to a special committee of five, consisting of Messrs. Lawson, Adams, Moses, Kibbee, and J. J. Jones, of Burke.

The House took up the report of the committee on the bill to relieve certain persons herein named, from jury service, in the several Courts of this State.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to define the liabilities of the several Rail Roads in this State, and to provide for the recovery of damages against said Rail Roads, in certain cases therein named, was taken up and lost.

Leave of absence was granted to Mr. Hughes, of Twiggs, after to-morrow, until Monday next, on special business.

To Mr. Smith of Hancock, and Mr. Harrison, on special business; and to Mr. Bennett of Brooks, on account of indisposition.

The House took up the report of the committee on the bill to be entitled an act to abolish the Georgia Penitentiary, which, by leave of the House, was withdrawn by the introducer.

The bill for the relief of J. M. Martin, a convict in the Penitentiary of Georgia, was indefinitely postponed.

The bill for the relief of Terry L. Cox, a convict in the Penitentiary of Georgia, was laid on the table for the present.

The House resolved itself into committee of the whole, Mr. Gartrell in the chair, on the bill to provide a fund for the payment of certain Executive and Judicial officers, of this State, for the year 1866, and having spent some time therein, the committee arose and reported the same back to the House, without amendments.

On motion, of Mr. Kirby, the same was referred to the committee on Finance.

The House took up the report of the committee on the bill to provide for the payment of the salaries of the Judges of the Supreme Court, the Superior Courts, and the City Courts, during a portion of the year 1864 and 1865, and for other purposes.

The report was agreed to, which being adverse to the bill, the same was lost.

The House took up the report of the committee on the bill to incorporate the Dalton Petroleum Mining company, for which the committee had reported a substitute.

Mr. Stewart, of Spalding, moved to amend the report as follows:

Sec. The liability of each Stockholder shall cease, within six months from the date of the transfer, of his, or her stock; *Provided*, The Stockholder making the transfer, shall advertise the same, for the first thirty days thereafter, in the newspaper nearest the principal office of said company, which amendment was agreed to.

Mr. J. J. Jones offered the following amendment:

That each Stockholder shall be liable to the amount of his individual stock, to creditors of the corporation, which was withdrawn.

The report of the committee as amended, was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the American Insurance and Industrial agency, which, on motion, was referred to the committee on Banks.

The bill to incorporate the North-Georgia Petroleum Oil and Mining company, and for other purposes, was referred to the special committee of seven.

The bill to change the line between the counties of Spalding and Henry, so as to include the farm and residence of Andrew W Walker, in the county of Spalding, was read the third time and lost.

The House took up the report of the committee on the bill to facilitate trials in cases against tenants holding over, and against intruders, for which the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

On motion of Mr. Morris, of Franklin, the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled.

Mr. Dorsey, from the committee on the Penitentiary, submitted the following report :

The committee, to whom the resolution relative to the Principal-keeper and Book-keeper of the Penitentiary, was referred, have had the same under consideration, and instruct me to report as follows :

It appearing to the committee, that James A. Green, Principal-keeper of the Penitentiary, did, on the 17th day of March, 1863, receive from John Jones, Treasurer, ten thousand dollars, for the use of the Penitentiary, of said State, and the books of the Treasurer of said Penitentiary, show no charge for the same against said Principal-keeper, we recommend that the Governor be requested to have suit brought on the bond of the said James A. Green, and his security, for said sum of money.

(Signed,)

J. N. DORSEY,
Chairman.

Mr. Render, Chairman of the Enrolling committee, reported as duly enrolled, and ready for the signatures of the Speaker of the House of Representatives, and President of the Senate, the following acts :

An act to carry into effect a portion of the third paragraph of the first section of the fourth article of the Constitution of the State of Georgia, and to provide the mode of carrying cases from the city Courts of the cities of Savannah and Augusta, and such other like Courts as may hereafter be established, and for other purposes.

Also, an act to amend the act incorporating the town of Quitman, Brooks county, and confer additional powers upon the commissioners of said town, and to prescribe qualifications of officers and voters of said town.

Also, an act to amend and alter section 4321, of the Code of Georgia.

Also, an act to change the line between the counties of Early and Miller.

Also, an act for the relief of the Savannah Mutual Loan Association.

Also, an act to change and fix the time of holding the January term of the Courts of Ordinary in this State, from the second Monday in said month, as now fixed by law, to the first Monday in January, in each and every year.

Also, an act to authorize the Phoenix Loan and Building Association, and the Union Loan and Building Association, of Atlanta, Ga., to resume business, and carry on, or close up said Association.

Also, an act to amend section 4564 of the Code of Georgia.

Also, an act to authorize the sale of the exile camp in Terrell county, Georgia, and for other purposes.

Leave of absence was granted to Mr. Johnson of Henry, for a few days, on special business.

The following bills were read the second time, and referred to the committee on the Judiciary, to-wit:

A bill to bar by statute of limitation executions, after being open and of full force for a certain number of years, herein mentioned.

Also, a bill for the relief of Executors, Administrators, Guardians and Trustees, and for other purposes.

Also, a bill to amend the 1670th section of the Code of Georgia, in reference to divorces.

Also, a bill to incorporate the United Hydraulic Cotton Press company, of Savannah, Georgia, for the purpose of establishing in the city of Savannah, in the State of Georgia, for the purpose of compressing and storing cotton and wharfage, in said city, and for other purposes.

Also, a bill to fix the fees of Coroners in the several counties in this State, and for other purposes.

Also, a bill to define and establish the given names and surnames of colored freedmen, and to provide for the establishment and recording of the same.

Also, a bill to authorize the Superior and Inferior Courts of the several counties in this State, to fill all vacancies of Trustees, occurring in private companies.

Also, a bill to create and organize a new Judicial circuit.

Also, a bill to define the liability of Executors, Administrators, Guardians and Trustees, and to regulate the settlements with the same.

Also, a bill to authorize Judges of the Superior Court to grant rules nisi for the foreclosure of mortgages on real estate in certain cases.

Also, a bill to authorize any Sheriff or Constable in any county in this State, to make arrests in any county in this State, without regard to the residence of such arresting officer.

Also, a bill to alter and amend the several acts incorporating the city of Atlanta.

Also, a bill to add an additional section to the penal Code of Georgia.

Also, a bill to alter and amend an act entitled an act to extend and define the corporate limits of the town of Newnan, in the county of Coweta, to provide for the election of intendant and commissioners for the same, to define their powers, and for other purposes therein named.

The following bills were read the 2d time and committed for a third reading, to-wit:

A bill to exempt from road and jury duty, professors of Colleges, and Teachers of public or county schools in this State.

Also, a bill to add an additional section to an act incorporating the town of Fayetteville, assented to December 20th 1823, and to amend section third of said act.

Also, a bill for the relief of certain Physicians in this State.

Also, a bill to change the time of holding the Superior Courts of Clay county.

Also, a bill to incorporate a town called Vernonburg.

The following bills were read the second time and referred to the committee on Finance, to-wit:

A bill to authorize the Inferior Court of Butts county to retain the tax of said county for 1866, for rebuilding at Jackson, the Court-House and Jail, and for other purposes.

Also, a bill to authorize the Justices of the Inferior Court of Bartow county, to settle or compromise the bonds of said county, that are now due and unpaid, and to issue new bonds for the same.

Also, a bill to provide for rebuilding the Court-House and Jail, in the county of Bartow, and for raising money to pay for the same, and for other purposes.

Also, a bill for the relief of certain civil officers of this State.

Also, a bill to authorize the county of Cherokee to retain the State tax for the present year for the purpose of rebuilding the Court-House and Jail, and to extend this privilege to all other counties similarly situated.

The bill to compel Rail Road, Steamboat, and Express companies, to furnish parties receipts for articles delivered, and prescribe the penalty for refusal, was read the 2nd time,

and referred to the committee on Agriculture and Internal Improvements.

Also, a bill to amend an act to incorporate the Skidaway Shell Road company, and for other purposes.

Also, a bill to promote the Agricultural interests of Georgia.

The bill to change the name of the Fire and Marine Insurance company, of Atlanta, and for other purposes, was read the second time, and referred to the committee on Manufactures.

Also, a bill to incorporate the Georgia and Alabama Petroleum Mining company.

The bill to change the line between the counties of Murray and Gordon, was read the second time, and referred to the committee on new counties and county lines.

On motion of Mr. Harden of Cherokee, the House adjourned until 9 o'clock to-morrow morning.

THURSDAY, FEBRUARY 8TH, 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Edge, of Campbell, moved a reconsideration of so much of the Journal of yesterday as relates to the loss of the bill "to define the liability of the several Rail Roads in this State, and provide for the recovery of damages against said Rail Roads in certain cases therein named," which motion was lost.

Mr. Gartrell, chairman of the Committee of State of the Republic, submits the following report:

Mr. Speaker:—The Committee on the State of the Republic have had the following resolutions under consideration, and report as follows:

Resolution relative to the pardon of Jefferson Davis and others, and a general amnesty and pardon of all persons engaged in the recent rebellion.

The committee propose the following amendments: strike out in the third line, 1st section, the words "depend" and insert the word "rest" in lieu thereof. Also strike out in the last line, 7th section, the word "rebellion" and insert "war" in lieu thereof. And with these amendments, the committee recommend the adoption of the resolutions.

They have also had under consideration a resolution relative to the oath to be taken and subscribed by post masters and mail carriers, and recommend its adoption.

Also a resolution relative to seizing of cotton by the spe-

cial agents of the Treasury of the United States, have considered the same and recommend its adoption.

Also a resolution relative to citizens of this and other States interfering with freedmen of this State, inducing them to forfeit their contracts and abandon the interest of their employers.

Committee have had the same under consideration, and recommend its adoption.

Respectfully submitted.

J. O. GARTRELL,
Chairman.

Mr. Moses, chairman of the Judiciary committee, submits the following report :

Mr. Speaker :—The Committee on the Judiciary have had the following bills under consideration, and report as follows:

A bill to be entitled an act to amend the 3794th section of the 3rd article of the Code of Georgia. Recommend this bill do pass.

Also a bill to be entitled an act to authorize the Inferior Courts to make Jury lists, and draw Juries for the Superior Courts in certain cases, and to punish for non-attendance, &c. Recommend this bill do pass.

Also a bill to be entitled an act to amend section 3320 of the Code of Georgia. Recommend this bill do pass.

Also a bill to be entitled an act to extend the time in relation to extending the time for issuing grants on surveys until the 25th day of December, 1868. Recommend that the title be amended by adding "and to authorize the Secretary of State to issue grants to all surveys now in office." Recommend this bill do pass.

Also a bill to be entitled an act to amend section 1775 and 1776 of the revised Code in relation to orphans. Recommend this bill do pass.

Also a bill to be entitled an act in relation to bond of trustees. Recommend this bill do pass.

Also a bill to be entitled an act to authorize Sheriffs, Constables, and other Judicial officers, to follow offenders into any county into which they may escape, and to arrest them, &c. Recommend this bill do not pass.

Also a bill to be entitled an act to hire colored persons for debt. Recommend this bill do not pass.

Also a bill to be entitled an act to alter and repeal certain sections of the Code of Georgia relating to adverse possession and prescription. Recommend this bill do not pass.

Also a bill to be entitled an act to protect and encourage the citizens of this State in raising stock. Recommend this bill do not pass.

Also a bill to be entitled an act for the relief of securities on criminal bonds, where it shall be made to appear the principal was captured by hostile forces, or made his escape from the State through the lines of the then hostile forces, and for other purposes. Recommend this bill do not pass.

R. J. MOSES,

Chairman.

Mr. Adams, chairman of the Committee on Finance, submitted the following report:

Mr. Speaker:—The Committee on Finance have had under consideration the following bills, to-wit:

A bill to be entitled an act to compensate Ebenezer Starnes, L. E. Bleckley, Wm. Hope Hull and Samuel Barnett, commissioners, which they recommend do pass by filling the blank with "three thousand dollars."

Also a bill to be entitled an act authorizing His Excellency, the Governor, to issue bonds of the State, whereby to raise money for the purposes of State, and to pay past indebtedness, and pledging the income of the Western and Atlantic Rail Road for the raising of a sinking fund, and for other purposes; for which they offer a substitute, with a recommendation that it do pass in lieu of the original.

F. W. ADAMS,

Chairman.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have agreed to a joint resolution in reference to the payment of the bond given by Aaron Thornby and E. R. Harden, for the appearance of the former to answer a certain prosecution, to which they ask the concurrence of the House of Representatives.

The Senate have passed the following bills of the House of Representatives, to-wit:

A bill to alter and amend an act incorporating the town of Dawson in the county of Terrell.

A bill to authorize the Inferior Court of the county of Elbert to levy and collect a tax for county purposes.

A bill to prescribe the oath to be administered to voters for members of the General Assembly, Governor of the State, members of Congress, and county officers, with an amendment, to which they solicit the concurrence of the House.

The Senate have also concurred in the following resolution of the House of Representatives, to-wit:

A resolution requiring the Comptroller General to furnish certain information to the General Assembly at its next session.

A resolution calling upon the commission appointed under resolution of the late Convention, to examine into the

condition of the finances of the State, for a report as to their progress in said investigation.

A resolution to appoint a joint committee to prepare a bill for the establishment of a home for orphans.

The committee on the part of the Senate consists of Messrs. J. F. Johnson, Butler, W. R. Bell and J. A. W. Johnson.

A resolution to appoint a joint committee to examine into the proceedings of the Board of Directors appointed for the Western and Atlantic Rail Road by the Provisional Governor.

The committee on the part of the Senate consists of Messrs. C. H. Smith and Quillian.

On motion of Mr. Glenn, the Senate resolution in reference to the payment of the bond given by Aaron Thornby and E. R. Harden, for the appearance of the former to answer a certain prosecution, was taken up and concurred in, and ordered to be sent forthwith to the Senate.

On motion of Mr. Mattox, of Elbert, Mr. Sims, of Newton was added to to the special committee of seven, of which Mr. Mattox is chairman.

Leave of absence was granted to Messrs Scandrett of Taylor, Cameron of Telfair, for a few days on special business, to Mr. Sale of Randolph, Mr. Redwine of Fayette, after tomorrow, on special business, and to Mr. Morris of Montgomery, for a few days, on account of sickness.

On motion of Mr. Hughes of Twiggs, the rule was suspended, when the House took up the resolution requesting the Governor to memorialize the Secretary of the Treasury on the subject of seizing cotton.

Mr. J. J. Jones moved to amend by striking out "Secretary of the Treasury" and insert in lieu thereof the words "the President of the United States," which amendment was lost.

The resolution was adopted and ordered to be sent forthwith to the Senate.

The bill to incorporate the Empire State Manufacturing Co. of the county of Newton, was referred to the committee of seven, of which Mr. Mattox, of Elbert, is chairman.

The bill to prevent negroes, mulattoes, or other persons of African descent, from other counties, States and territories, from settling or residing in this State, and to protect the same class of persons in this State, was referred to the committee on the Judiciary.

The bill to alter and amend paragraph 4512, sec. 26th of the Penal Code, was read the third time and lost.

The bill for the relief of securities on criminal bonds when it shall be made to appear that the principal was captured by hostile forces or made his escape from the State

through the lines of the then hostile forces, and for other purposes, was indefinitely postponed.

The House took up the report of the committee on the bill to amend the 3794th section of the 3rd article of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to amend an act entitled an act to incorporate the Eto-wah and Auraria Hydraulic Hose Mining Co., approved Dec. 7th, 1859.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill in relation to the time for issuing grants on surveys until the 25th day of December, 1868.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to incorporate the McClusky Gold Mining Company was taken up and referred to the committee of seven, of which Mr. Mattox, of Elbert, is chairman.

The House went into committee of the whole (Mr. Ridley in the chair) on the bill to appropriate a sum of money for the use and benefit of the State University, and for other purposes, and having spent some time therein, the committee arose and reported the bill back to the House with amendments.

On motion of Mr. Pottle, the bill was indefinitely postponed.

The bill for the benefit of trustees, and to allow them to resign their trusts under the same rule and regulations as is prescribed for executors, administrators and guardians, was read the third time and lost.

The bill to encourage and protect the citizens of this State in raising stock, was laid on the table for the present.

The House took up the report of the committee on the bill to amend the 6th, 8th and 11th sections of an act incorporating the town of Georgetown, in Quitman county, and add an additional section thereto.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Justices of the Inferior Court of Scriven county to levy a tax for the support of widows and orphans of deceased soldiers in said county.

Mr. Dorsey moved to amend by striking out the word "required," which was agreed to.

The report as amended was agreed to, the bill was read the third time and passed.

The House went into committee of the whole (Mr. Du

Bose in the chair) on the bill for the relief of Isaac Harde-
man, of the county of Jones, and having spent some time
therein, the committee arose and reported the same back to
the House without amendment.

The report of the committee was agreed to, the bill was
read the third time and passed.

The House took up the report of the committee on the
bill to authorize the appointment of vendue masters by the
municipal authorities of the several corporate towns and
cities in this State, for which the committee had reported
a substitute.

The report of the committee was agreed to, the bill was
read the third time and passed.

The House took up the bill to change the amount of the
Sheriff's bond of Clay county, which after being amended
so as to include the counties of Appling, Carroll, Haralson
and Pierce, was referred to the Committee on the Judiciary.

The House took up the report of the committee on the
bill to change the county line of Clayton and Fayette, so
as to include in the county of Fayette lots of land Nos. 186,
187, 188 and 166, in the 13th dist. of Clayton.

The report was agreed to, the bill was read the third
time and passed.

The House took up the report of the Committee on the
bill to amend Sec. 3320 of the Code of Georgia.

The report of the committee was agreed to, the bill was
read the third time and passed.

The House took up the report of the Committee on the
bill for the relief of administrators in certain cases.

The report of the committee was agreed to, the bill was
read the third time and time and passed.

The House took up the report of the committee on the
bill to change the line between the counties of Baker and
Early.

The report of the committee was agreed to, the bill was
read the third time and passed.

The House went into committee of the whole (Mr. Mc-
Whorter, of Greene, in the chair) on the bill to compensate
Ebenezer Starnes, L. E. Bleckley, Wm. Hope Hull and Sam-
uel Barnett, and having spent some time therein, the com-
mittee arose and reported the same back to the House with
amendments.

Mr. J. J. Jones moved to strike out "\$3,000," and insert
"\$4,000," which motion was lost.

The report was agreed to, the bill was read the third
time and passed.

The House took up the report of the committee on the
bill to repeal so much of an act entitled an act to add a part
of the county of Carroll to the county of Floyd, assented
to Dec. 22nd, 1857, as relates to lots No. 520, 591 and 601,

of the 1st dist. and 3rd section of originally Paulding county, and to add lots No. 413 and 414, 1st district, 3rd section of Paulding to the county of Carroll.

The report of the committee was agreed to, the bill was read the third time and passed.

The following bills were read the third time and lost, to-wit:

A bill to repeal so much of section 312, art. 1st, chapter 5th of the Code as prohibits the legal partner of the Ordinary to practice law in his Court.

Also a bill to secure persons in the right to bottles owned by manufacturers, and bottles of mineral water, porter, ale, &c.

Also a bill to hire colored people for debt, &c.

Also a bill to amend the 4597th section of the Code of Georgia.

The bill to authorize the Justices of the Inferior Court of Dawson county to levy an extra tax for the purpose of building a Jail in said county, was indefinitely postponed.

The bill to allow the legal partner of the Ordinary to practice law in his Court, where it shall appear by articles of agreement that no partnership exists as to said Court, was withdrawn.

The bill to authorize certain sales to be made in other counties in this State than where such sales are now required by law, and where certain kinds of property has been removed out of the State, to authorize the sale of the same in the State where it has been removed, was read the second time and committed for a third reading.

On motion of Mr. Cook, of Irwin, the House adjourned until 9 o'clock to-morrow morning.

FRIDAY, FEBRUARY 9TH, 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment and was opened with prayer by the Chaplain.

On motion of Mr. Edge, of Campbell, the House reconsidered so much of the Journal of yesterday as relates to the passage of the bill for the relief of administrators in certain cases.

Mr. Brock, of Haralson, moved a reconsideration of so much of the Journal of yesterday as relates to the passage of the bill to compensate E. Starnes, L. E. Bleckley, Wm. Hope Hull and Samuel Barnett, which motion prevailed.

The Clerk proceeded to call the roll of counties, when Mr. Hand, of Baker, reported a bill to amend section 1307 of article 3rd of the Code of Georgia.

Mr. Peeples, of Berrien, offered a resolution looking to the early adjournment of the Legislature.

The House resolved itself into committee of the whole (Mr. Ridley, in the chair) on the bill to be entitled an act to compensate Ordinaries and Clerks of the Superior Court for administering the amnesty oath, and having spent some time therein, the committee arose and reported the same back to the House with amendments.

Mr. Hudson, of Harris, moved the indefinite postponement of the bill, which motion was lost.

The previous question was called and sustained, the vote then occurred upon the passage of the bill, and upon which the yeas and nays were required to be recorded, and resulted in yeas 80 and nays 52.

Those who voted in the affirmative are Messrs :

Adams,	Harden,	Phillips,
Asbury,	Hill,	Pottle,
Baker,	Hinton,	Powell,
Bennett,	Howard of Bartow,	Ragsdale,
Benson,	Howard of Lump-	Render,
Brown of Early,	kin,	Robson,
Brown of Houston,	Hughes of Union,	Rogers,
Brock,	Jones, J J, of Burke,	Roundtree,
Burch,	Kibbee,	Sale,
Byington,	Kirby,	Sharp,
Cabaniss,	Maddox of Fulton,	Shaw,
Cameron,	Mallard,	Simms of Bartow,
Candler,	McCullough,	Simms of Newton,
Cloud,	McComb,	Snead,
Dart,	McDowell of Heard,	Speer,
Davenport,	McDougald,	Stallings,
Dodds,	McLendon,	Starr,
Dozier,	McRae,	Swearingen,
DuBose,	McWhorter of	Thomas,
Edge,	Greene,	Tucker,
Ellington,	McQueen,	Vason,
Evans,	Morell,	Wicker,
Fincannon,	Morrow,	Wilburn,
French,	Mitchell of Gwin-	Willis,
Gibson,	nett,	Williams of Bryan,
Green,	Mitchell of Thom-	Williams of Bulloch,
Grogan,	as,	Wilkerson,
Gunnels,	Moughon,	Woods of Floyd.
Hand,	Pickett,	Woods of Morgan.

Those voting in the negative are Messrs :

Atkinson,	Byrd,	Dodson,
Baynes,	Carter,	Dorsey,
Boyd,	Cook,	Frazer,
Bush,	Dickson of Walker,	Glenn,

Gross,	McCutchen,	Rumph,
Hall,	Mizell,	Smith of Clinch,
Harlan,	Morris of Franklin,	Stanfield,
Holliday,	Morris of Mont-	Stanton,
Hollis,	gomery,	Sumner,
Hockenhill,	Montgomery,	Umphrey,
Hudson,	Moses,	Usry,
Humphreys,	Oates,	Wall,
Johnson of Pierce,	Peeples,	Watkins,
Johnson of Wilcox,	Quillian,	Weaver,
Lawson,	Ridley,	White,
Lindsay,	Robinson of Ap	Winningham.
Mattox of Elbert,	pling,	
Martin,	Robertson,	

So the bill was passed.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have agreed to a joint resolution appointing a committee of two on the part of the Senate and three on the part of the House of Representatives, to examine into the condition of the State Magazine and Arsenal, and for other purposes, to which they ask the concurrence of the House.

The committee appointed on the part of the Senate are Messrs. Overstreet and O. L. Smith.

Mr. Maddox, from the special committee, submitted the report:

HOUSE OF REPRESENTATIVES, }
Feb. 9th, 1866. }

Mr. Speaker:

The special committee, to whom was referred a bill to incorporate the Empire State Manufacturing Co., in the county of Newton, have had the same under consideration, and respectfully submit the following report:

They recommend that the following words be added at the end of the 4th section: "*Provided*, it amounts to 10 per cent." In the second line of the 5th section, strike out the words "sum of one thousand shares," and insert in lieu thereof "whole capital stock." At the end of the 5th section, attach the following sentence: "but they shall not commence operations until 10 per cent. of the whole capital stock shall have been paid in." They recommend that all of the 12th rule of the 7th section, after the words "nineteen hundred," be stricken out. Also that the whole of the 9th section be stricken out, and the following section inserted in lieu thereof:

And be it further enacted, by the authority aforesaid That all

the private property, both real and personal, of each respective stockholder, shall be held liable to the amount of his, her or their subscribed stock yet unpaid; *Provided*, that notwithstanding the dissolution, extinction, expiration by lapse of time, or *non user* of the charter, or the cessation of said corporation to transact business, that the corporate property of said corporation shall at all times be bound and liable for the payment of the corporate debts or contracts of said corporation."

Also before the repealing clause, insert the following extra section :

Sec. — *Be it further enacted*, That all the corporate property of the said corporation shall be taxed as other property of this State.

They then urgently recommend the passage of the bill.

Also a bill to incorporate the North Georgia Petroleum Oil and Mining Company, and for other purposes.

The committee submit a substitute, and recommend its adoption in lieu of the original bill, and that it do pass.

Respectfully,

W. H. MATTOX,

Chairman.

Mr. Adams, chairman of the committee on Finance, submitted the following report :

Mr. Speaker :—The Committee on Finance have had under consideration the following bills, to-wit :

A bill to be entitled an act to authorize the Justices of the Inferior Court of the county of Early, in this State, to levy and collect an extra tax to pay for provisions heretofore purchased by them for the use of the poor of said county, and for the use of disabled soldiers and their families, and also to pay expenses incurred, and to be incurred, on account of small pox ; for which they offer a substitute, with a request that it pass in lieu of the original bill.

Also a bill to be entitled an act for the relief of certain civil officers of this State, which a majority of the committee recommend do not pass.

Also a bill to be entitled an act to provide a fund for the payment of certain Executive and Judicial officers of this State for the year 1866, which they recommend do pass, with the following amendment : by striking out "\$500" and inserting "\$300."

Also a bill to be entitled an act to authorize the Justices of the Inferior Court of Bartow county to settle or compromise the bonds of said county that are now due and unpaid, and to issue new bonds for the same, which they recommend do pass.

Also a bill to be entitled an act to provide for rebuilding the Court House and Jail in the county of Bartow, and for

raising money to pay the same, and for other purposes, which they recommend do not pass.

Also a bill to be entitled an act to authorize the county of Cherokee to retain the State tax for the present year, for the purpose of rebuilding their Court House and Jail, and to extend this privilege to all other counties similarly situated, which they recommend do not pass.

Also a bill to be entitled an act to authorize the Inferior Court of Butts county to retain the tax of said county for 1866, for rebuilding, at Jackson, the Court House and Jail, and for other purposes, &c., which they recommend do not pass.

F. W. ADAMS,

Chairman Finance Committee.

The following message was received from His Excellency, the Governor, by Mr. Williams, his Secretary, to-wit:

Mr. Speaker:—The Governor has approved and signed the following acts, to-wit:

An act to authorize the Phoenix Loan and Building Association, and the Union Loan and Building Association, of Atlanta, Georgia, to resume business and carry on or close up said associations.

An act to change the line between the counties of Early and Miller.

An act to carry into effect a portion of the third paragraph of the first section of the fourth article of the Constitution of the State of Georgia, and to provide the mode of carrying cases from the City Courts of the cities of Savannah and Augusta, and such other like Courts as may hereafter be established, and for other purposes.

An act to amend section 4564 of the Code of Georgia.

An act to change and fix the time of holding the January Term of the Courts of Ordinary in this State from the second Monday in said month, as now fixed by law, to the first Monday in January in each and every year.

An act to amend and alter section 4321 of the Code of Georgia.

An act to amend the act incorporating the town of Quitman, Brooks co., and to confer additional powers upon the commissioners of said town, and to prescribe qualifications of officers and voters of said town.

Mr. DuBose, chairman of the committee on Public Education, submitted the following report:

The joint committee on Public Education have directed me to report a bill to be entitled an act to repeal an act entitled an act to increase the per diem pay of teachers entitled to the benefit of the poor school fund of this State, assented to 3rd March, 1865, and for other purposes, with a recommendation that it do pass.

(signed)

DUBOSE,
Chm'n House Committee.

Mr. Hardeman, of Bibb, reported a bill to incorporate the Vulcan Iron and Coal Company, and to confer certain powers and privileges thereon.

Mr. Morrow, of Columbia, offered a resolution suspending the call of counties after Monday next.

Mr. Morris, of Franklin, reported a bill to repeal an act assented to Dec. 12th, 1863, amendatory of the 2480th section of the revised Code of Georgia.

Mr. Thomas, of Floyd, reported a bill to extend the corporate limits of the city of Rome.

Mr. Maddox, of Fulton, reported a bill to incorporate the Gate City Insurance and Banking Company of the city of Atlanta.

Mr. Baker, of Lowndes, offered a resolution to restrain the frequent changes of the Code of Georgia, unless for controlling circumstances or cogent reasons.

Mr. DuBose reported a bill to allow executors to resign their trusts.

Mr. Render offered a resolution in relation to the publication of certain laws.

Mr. McCutchen, of Pickens, reported a bill to authorize the Justices of the Inferior Court of Pickens county to apply certain moneys to the building of a Jail, or otherwise, as in their discretion to the best interest of the county.

Mr. Davenport, of Oglethorpe, reported a resolution dissolving the committee on Manufactures, and referring bills to the special committee of eight.

Mr. Stewart, of Spalding, reported a bill to incorporate the Grand Bay Manufacturing Company, in the county of Berrien.

Mr. Snead, of Richmond, reported a bill to authorize the Inferior Court of Richmond, to levy an extra tax for county purposes.

Mr. Speer, of Sumter, reported a bill to authorize the waiver of legal proceedings in certain cases.

Mr. Pottle of Warren, reported a bill to alter and amend the laws of this State in relation to the Inferior Courts, and the Justices thereof.

Mr. Ridley, of Troup, reported a bill to provide for the payment of the officers and members of the General Assembly.

Also a bill to make the salary of Superintendent and Resident Physician of the Lunatic Asylum thirty-five hundred dollars.

Mr. Robson, of Washington, reported a bill to prescribe the time for Sheriffs and Constables to advertise before the sale of property.

Mr. Speer, of Sumter, reported a bill to authorize the Inferior Courts of this State to purchase a farm for paupers, and for other purposes.

Mr. Kirby, of Chattooga, reported a resolution prohibiting the introduction of new matter on certain conditions.

On motion, the rule was suspended, and said resolution was taken up.

Mr. Peeples moved to amend by striking out "12th inst." and inserting "16th inst.," which motion prevailed.

The resolution was lost.

The House took up the report of the committee on the bill for the pardon of Terry L. Cox, a convict in the Penitentiary.

Mr. Ridley, of Trcup, called the previous question, which was sustained.

The report of the committee was agreed to, and on the passage of the bill, the ayes and nays were required to be recorded, and resulted in ayes 123 and nays 8.

Those voting in the affirmative are Messrs:

Adams,	French,	McDowell of Heard,
Asbury,	Gibson,	McDougald,
Atkinson,	Glenn,	McLendon,
Baker,	Green,	McRae,
Baynes,	Grogan,	McWhorter of
Bennett,	Gross,	Greene,
Benson,	Hall,	Morell,
Bragg,	Harden,	Mizell,
Brown of Early,	Harlan,	Morris of Franklin,
Brown of Houston,	Hill,	Morris of Montgom-
Brock,	Holliday,	ery,
Bush,	Hollis,	Morrow,
Burch,	Howard of Bartow,	Mitchel of Gwinnett
Byington,	Howard of Lump-	Mitchell of Thomas,
Cabaniss,	kin,	Montgomery,
Cameron,	Hockenull,	Moses,
Candler,	Hudson,	Moughon,
Carter,	Humphreys,	Oates,
Cloud,	Hughes of Union,	Peeples,
Cook,	Johnson of Pierce,	Pickett,
Colley,	Johnson of Wilcox,	Quillian,
Dart,	Jones, J. J., of	Ragsdale,
Davenport,	Burke,	Render,
Dickson of Walker,	Kibbee,	Ridley,
Dodson,	Kirby,	Robinson of Ap-
Dodds,	Lawson,	pling,
Dozier,	Lindsay,	Robertson,
DuBose,	Maddox of Fulton,	Robson,
Edge,	Mattox of Elbert,	Rogers,
Ellington,	Martin,	Roundtree,
Evans,	McCullough,	Rumph,
Fincannon,	McCutchen,	Russell of Chatham,
Frazer,	McComb,	Sale,

Shaw,	Sumner,	Wicker,
Sims of Bartow,	Swearingen,	Wilburn,
Simms, of Newton,	Thomas,	Willis,
Smith of Clinch,	Tucker,	Williams of Bryan,
Snead,	Usry,	Williams of Bulloch,
Speer,	Vason,	Wilkerson,
Stallings,	Wall,	Winningham,
Stanfield,	Watkins,	Woods of Floyd,
Starr,	Weaver,	Woods of Morgan.
Stewart,	White,	

Those voting in the negative are Messrs :

Boyd,	Hand,	Pottle,
Byrd,	Mallard,	Humphrey.
Dorsey,	Phillips,	

Ayes 123, nays 8. So the bill was passed.

Mr. Render, chairman of the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, and attestation of the Clerk of the same, the following acts and resolutions, to-wit :

An act to alter and amend an act entitled an act to incorporate the town of Dawson, in the county of Terrell, and State of Georgia.

An act to prescribe the oath to be administered to voters for members of the General Assembly, Governor of this State, members of Congress, Judges of the Superior Courts, States' Attorney, and Solicitors General, and county officers.

An act to authorize the Justices of the Inferior Court of Elbert county, Ga., to levy and collect a tax for county purposes.

Resolution providing for the appointment of a joint committee to examine into the proceedings of the Board of Directors appointed for the Western and Atlantic Rail Road by the Provisional Governor.

Resolution relating to the commissioners appointed by the late Convention to investigate the condition of the Finances of this State from 1861.

Resolution requiring the Comptroller General to furnish certain information.

Resolution to appoint a joint committee to draft a bill authorizing and establishing an Orphan House or Houses.

Mr. Render, from the Committee on Enrollment, reported as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following resolution, to-wit :

A resolution respecting the penalty of the bond given by Aaron Thornby, principal, and Edwin R. Harden, security.

Leave of absence was granted to Mr. Hicks, of Johnson, and Mr. McWhorter, of Greene, for a few days.

On motion, the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled.

Mr. Green, from the committee on the Deaf and Dumb Asylum, reported a bill to be entitled an act to repeal a repealing act in relation to the Deaf and Dumb citizens of this State.

The following bills were read the 2nd time and committed for a third reading, to-wit:

A bill to prevent the settlement of free persons of color from other States, and from Districts, Territories, and Counties, in this State.

Also, a bill to amend the 349th section of the Code.

Also, a bill making provision for a division in kind of lands belonging to the estates of deceased persons, and lying in several Counties, and to protect the rights of minor distributees in the same.

Also, a bill to allow fiduciaries to employ kind labor, and to ratify contracts heretofore made by them.

Also, a bill to repeal all but the 5th and 9th sections of an act entitled an act additional to an act to incorporate the town of Brunswick, in the County of Glynn, &c.

Also, a bill to repeal an act to authorize the trustees of the Glynn County Academy to lease or sell the Academy building and estate of said Academy, &c.

Also, a bill to authorize the Judges of the Superior Courts of this State to designate the place of holding their Courts in those Counties in which the Court Houses have been destroyed, until the rebuilding of the same.

Also, a bill to amend the Act incorporating the town of Blackshear, in Pierce County, assented to December 16th, 1859.

Also, a bill to repeal an act the better to regulate the liquor traffic in the Counties of Talliaferro, Greene, Washington, and Henry, and for other purposes, assented to the 12th December, 1860, so far as said act relates to the County of Talliaferro.

The following bills were read the 2nd time and referred to the Judiciary Committee, to-wit:

A bill to declare Olivia Katè Wallace, of the County of Morgan, the adopted child of Stephen B. Jones, late of said County deceased, so as to enable her to take and receive any property or legacy to which she may be entitled by his last will and testament.

Also, a bill to prevent vagrancy, and to compel free persons of color to labor in this State.

Also, a bill to authorize the Justices of the Inferior Court of the County of Terrell to levy and collect a tax for certain purposes.

Also, a bill to regulate Court costs in certain cases.

Also, a bill to require all Rail Road Companies in this State to receive and forward all freights offered or tendered for shipment on their roads, on the terms herein prescribed.

Also, a bill to amend the election laws of this State.

Also, a bill to regulate the contracts with freedmen, and to enforce the same.

Also, a bill to prevent fire hunting and to punish offenders.

Also, a bill to authorize and require the Ordinaries of this State to permit Executors, Administrators and Guardians to make an account in their next annual returns of Confederate and State securities, that *bona fide* belong to the estates and legacies represented by them.

Also, a bill authorizing the Justices of the Peace in the 1082nd District G. M., in the County of Ware, to hold their Justices' Courts at Glenmore Station, No. 10, Atlantic & Gulf Rail Road, in said County.

Also, a bill requiring costs to be paid in advance in certain cases.

Also, a bill to add an additional section to paragraph 3621, part 3rd, title 7th, of the Penal Code.

The bill to add an additional clause to the 1540th section of the Code of Georgia, was read the 2nd time and referred to the Committee on Agriculture and Internal Improvements.

Also, a bill to transfer and vest the management of the Western & Atlantic Rail Road in a Commissioner.

The bill to pardon Creed T. Wise, of Butts County, was read the second time and referred to the Committee on Pensions.

The bill to exempt the citizens of Liberty and McIntosh Counties from the payment of State tax for the year 1866, and for other purposes, was read the 2nd time and referred to the Committee on Finance.

The following Senate bills were read the first time, to-wit:

A bill to incorporate the Kennesaw Mining Company of Georgia.

Also, a bill to amend the several laws of this State regulating the administration of estates of deceased persons in certain cases therein mentioned.

Also, a bill to relieve securities upon bonds for criminal offences committed during the war with the United States, upon certain conditions.

Also, a bill to amend the tax laws of this State, and to define the duties of the Receivers of Tax Returns, and the Comptroller General, in certain cases.

Also, a bill to incorporate the North Georgia Mining & Manufacturing Company.

Also, a bill to alter and amend sections 585, 594, 602, and to repeal section 588 of the Code of Georgia.

Also, a bill to incorporate Cherokee Mining & Manufacturing Company.

Also, a bill to repeal the 2nd section of an act entitled an act to provide for the payment of officers presiding at the polls on elections hereafter to be held in Taliaferro County, and for other purposes therein mentioned.

Also, a bill to change the County line between the Counties of Lee and Terrell, to add a portion of the County of Lee to the County of Terrell, and for other purposes.

Also, a bill to incorporate the Home Insurance Company of Atlanta.

Also a bill requiring certain criminal prosecutions to be *not pross'd*.

Also, a bill to be entitled an act to exempt from levy and sale certain property of every debtor in this State, and for other purposes.

Also, a bill to be entitled an act to alter and amend the three thousand seven hundred and seventy-eighth section of the Code of this State.

Also, a bill to be entitled an act to alter paragraph four thousand five hundred and ninety-eight, and four thousand six hundred and seven of the Code of Georgia.

Also, a bill to be entitled an act to repeal the 2635th section of the Code, and to substitute another in lieu thereof.

Also, a bill to be entitled an act to incorporate the town of Smithville, in Lee County, and to confer other powers on the same.

Also, a bill to be entitled an act for the relief of Arthur Hutchison, of the County of Campbell, administrator on the estate of Benjamin G. Barker, deceased, against a tax *fi fa*. issued by the Tax Collector of the County of Clinch.

Also, a bill to alter and amend the laws regulating interest in this State, and to establish a conventional rate of interest.

Also, a bill to change, define, and make permanent the County line between Irwin and Wilcox Counties.

Also, a bill to amend the Charter of the Dalton and Jacksonville Rail Road Company, and acts passed in relation to the same.

Also, a bill to repeal an act entitled an act to amend the charter of the Macon & Western Rail Road, assented to December 14th, 1863, also an act to amend an act to amend the charter of Macon & Western Rail Road Company, as

sented to December 14th, 1863, assented to March 19th, 1864.

Also, a bill to incorporate the Savannah Steamboat Company, with powers of Insurance.

Also, a bill to amend the charter of the town of Athens.

Also, a bill to incorporate the Georgia Express Company.

Also, a bill to authorize the use of the water power on the Reserve at Indian Spring, with the privilege of building saw and grist mills thereon.

Also, a bill to incorporate the Savings Bank of Augusta.

The Senate bill to increase the salary of the Superintendent of the Western & Atlantic Rail Road was read the second time, committed for a third reading, and made the special order for Tuesday next.

On motion of Mr. Humphreys the rule was suspended, when he reported a bill to change the time of holding the Inferior Courts of the County of Lincoln.

On motion the House adjourned until 9 o'clock to-morrow morning.

SATURDAY, FEBRUARY 10TH., 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Byrd, of Mitchell, moved a reconsideration of so much of the Journal of yesterday as relates to the passage of the bill to compensate Ordinaries and Clerks of the Superior Court for administering the amnesty oath, upon which motion the ayes and nays were required to be recorded, and resulted in ayes 65, and nays 54.

Those voting in the affirmative are Messrs :

Atkinson,	Dickson, of Walker,	Holliday,
Boyd,	Dodson,	Hollis,
Bragg,	Dorsey,	Hockenhull,
Brock,	Fraser,	Hudson,
Bush,	Glenn,	Hughes, of Union,
Burch,	Grogan,	Johnson of Pierce,
Byrd,	Gross,	Johnson, of Wilcox,
Byington,	Gunnells,	Kibbee,
Carter,	Hall,	Mattox, of Elbert,
Cook,	Harlan,	Mallard,
Colley,	Hill,	Martin,
Dart,	Hinton,	McCutchen,

McComb,	Quillian,	Sumner,
Mizell,	Ridley,	Thomas,
Morrell,	Robinson, of Ap-	Tucker,
Morris, of Franklin,	pling,	Umphrey,
Morrow,	Robertson,	Usry,
Montgomery,	Rumph,	Wall,
Moses,	Shaw,	Watkins,
Oates,	Smith, of Clinch,	Weaver,
Peeples,	Stanfield,	White,
Pickett,	Stanton,	Woods, of Floyd,

Those voting in the negative are Messrs :

Adams,	Humphreys,	Rogers,
Asbury,	Johnson, of Forsyth,	Roundtree,
Bennett,	Jones, J. J., of	Russell of Chatham,
Brown, of Early,	Burke,	Sharp,
Candler,	Maddox, of Fulton,	Sims, of Bartow,
Cloud,	McCullough,	Simms, of Newton,
Davenport,	McDowell, of Heard,	Snead,
Dodds,	McLendon,	Speer,
Dozier,	McRae,	Stallings,
Edge,	McWhorter of	Starr,
Ellington,	Greene,	Tench,
Evans,	McQueen,	Wilburn,
Fincannon,	Mitchell, of Gwin-	Willis,
French,	nett,	Williams, of Bryan,
Green,	Mitchell, of Thomas,	Williams of Bulloch,
Hand,	Pottle,	Wilkerson,
Harden,	Powell,	Winningham,
Howard of Bartow,	Ragsdale,	Woods, of Morgan,
Howard of Lump-	Render,	
kin,	Robson,	

Ayes 65, nays 54.

So the motion to reconsider prevailed.

Mr. Moses, chairman of the Judiciary committee, submits the following report :

Mr. Speaker : The Judiciary committee have had the following bills under consideration, and report as follows :

The following bills have been considered by the committee, for which they report a substitute, viz.:

A bill to be entitled an act to fix the fees of Sheriffs, Clerks, Ordinaries, Coroners, Jailors, Justices of the Peace, and Constables in the several counties in this State, and for other purposes.

Also, a bill to be entitled an act to increase the fees of the several county officers of this State.

Also, a bill to be entitled an act to define the duties of coroners in this State, and to fix the fees of said officers, and of the constables attending coroners inquest.

Also, a bill to be entitled an act to increase the fees of the Ordinaries and Clerks of the Superior and Inferior Courts of this State.

Also, a bill to be entitled an act to revise and fix the fees of Ordinaries in this State, and for other purposes therein mentioned.

Also, a bill to be entitled an act making it a misdemeanor for any one to buy and peddle upon poultry, and other produce, under certain restrictions, and to provide a license therefor by the Inferior Court. Recommend this bill do not pass.

Also, a bill to be entitled an act authorizing the Inferior Courts of this State to appoint Commissioners to settle minor claims and differences between freedmen themselves, and also between freedmen and white citizens. Recommend this bill do not pass.

Also, a bill to be entitled an act to provide for the binding out of certain negro children in this State. Recommend this bill do not pass.

Also, a bill to be entitled an act to have certain contracts between freedmen and free persons of color of this State made with white persons reduced to writing, and to punish those who fail or refuse to do so. Recommend this bill do not pass.

Also, a bill to be entitled an act to provide for the holding of supplementary Courts in this State, and the regulation of testimony therein, and to specify the character of the jury thereof. Recommend this bill do not pass.

Also, a bill to be entitled an act making valid all contracts between white persons and free persons of color in this State. Recommend this bill do not pass.

Also, a bill to be entitled an act making applicable certain laws of force in this State to free persons of color, and for other purposes. Recommend this bill do not pass.

Also, a bill to be entitled an act to facilitate the trials of freedmen for offences. Recommend this bill do not pass.

Also, a bill to be entitled an act to punish freedmen for living in adultery, and authorize their marriage. Recommend this bill do not pass.

The committee report that the legislation is all better provided for in the system of laws reported by the Commissioners appointed to prepare a system of laws to carry into effect the 5th clause, of the 5th section, of the 2nd article, and the latter part of the 3rd clause of the 2nd section of the 4th article of the Constitution, therefore recommend that the last nine named bills do not pass.

Also, a bill to be entitled an act to regulate jail fees incertain cases. Recommend this bill do pass.

Also, a bill to be entitled an act to amend section 1385,

of the Code of Georgia, declaring the way estray property is to be sold. Recommend this bill do not pass.

Also, a bill to be entitled an act to alter and amend section 3320, 1st article, 5th chapter, of the Code of Georgia. Recommend this bill do not pass.

Also, a bill to be entitled an act to alter and amend paragraph four thousand four hundred and forty-five, of part fourth, title first, of the revised Code of Georgia. Recommend this bill do not pass, it being sufficiently provided for in the Code.

Also, a bill to be entitled an act to avoid litigation by defining the mode of settlement of cases therein mentioned.—Recommend this bill do not pass.

Also, a bill to be entitled an act to admit parole evidence in the construction of wills, and for other purposes. Recommend this bill do not pass.

Also, a bill to be entitled an act to require defendants in possessory warrant cases to give bond and security in certain cases. Recommend this bill do not pass.

Also, a bill to be entitled an act to carry out an Ordinance of the State Convention in reference to certain acts of Executors, &c. Also, to carry into effect the 5th article, sections 7th and 8th of the Constitution of the State in reference to judgments, &c., of Courts, the committee report a substitute in lieu of the original, with the recommendation that it do pass.

Also, a bill to be entitled an act to legalize the acts of E. M. Jones and E. W. Miller, temporary administrators on the estate of Henry Jones, of Pike county, deceased. Recommend this bill do not pass.

Also, a bill to be entitled an act to change the time of holding the Superior Court in the county of Banks, in the Western Circuit. Recommend this bill do not pass.

Also, a bill to be entitled an act for the relief of Martha A. Lester, of the county of Fulton. The committee report this bill back without recommendation, for the consideration of the House, by a majority of the Judiciary committee.

The committee have had the following Senate bills under consideration, and report as follows:

A bill to be entitled an act to repeal an act to change the 2d sec. an act entitled an act to alter and amend the road laws of this State, approved December 19, 1818, so as to extend and define the ages to which persons shall be liable to work upon public roads, assented to December 4th, 1862. Recommend this bill do not pass.

Also, a bill to be entitled an act authorizing the Ordinaries of Georgia to issue letters testamentary in certain cases. Recommend this bill do not pass.

R. J. MOSES, Chairman.

On motion of Mr. Green, Mr. Speer, of Sumter, was added to the committee on the Deaf & Dumb Asylum.

On motion of Mr. Morrell, of Effingham, the rule was suspended, and the House took up the report of the committee on the bill to be entitled an act to encourage and protect the citizens of this State in raising stock.

Mr. Moses offered the following amendment :

“That whenever, by reason of the destruction of fences by the Federal or Confederate forces during the late war, it has become necessary for the farmers in any neighborhood to unite in order to build a stock enclosure, so as to enable them to plant their crops in open ground, not under fence, that then, and in such case it shall be unlawful,” also strike out the words “that any citizen or farmer,” down to and including the words “horses and mules.”

On motion of Mr. Adams the bill was re-referred to the committee on the Judiciary.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker : The Senate have passed the following bills, to-wit :

A bill to incorporate the Atlanta Street Railroad Company.

A bill to change the times of holding the Superior Courts in the Western Judicial District.

The Senate have also concurred in the amendment of the House of Representatives to the bill of the Senate to amend an act entitled an act to incorporate the Ga. & Ala. Railroad company, and to grant certain powers and privileges to the same, passed February 18th, 1864.

Mr. Ridley, from the committee on the State of the Republic, submitted the following report :

Mr. Speaker : The committee on the State of the Republic to whom was referred a resolution requesting a mail route from Doctortown to Ocmulgee ville have had the same under consideration, and report an amendment striking out the third and fourth lines, and the words “best efforts” in the fifth line, inclusive, and inserting “the Post-Master General be requested,” and with this amendment the committee recommend that the resolution be adopted.

(Signed)

RIDLEY, of Troup,
Chairman.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker : The Senate have passed the following bills to-wit :

A bill to be entitled an act for the relief of the people of

this State—to prevent the levy and sale of property under certain circumstances, and for a limited time.

A bill to amend an act to authorize married women to deposit money in Savings Banks or institutions now chartered, or which may be chartered, by this State, assented to December 16th, 1861.

A bill to authorize the Inferior Court of Camden county to regulate and prescribe the rates of ferriage in said county.

A bill to alter and amend an act to constitute the town of Cuthbert a city, to provide for the election of officers; to define the powers of the several officers of said city, as well as said corporations; to extend the limits of Cuthbert, and for other purposes, assented to December 19th, 1859.

A bill to carry into effect the 6th section of the 2nd article of the Constitution of this State, to prescribe the mode by which private corporations may be created by the Courts and for other purposes.

A bill to define the rights of persons owning landings or timber yards upon water courses in this State, to fix the rate of charges, and to authorize the collection of the same.

Also, by a constitutional majority, a bill for the pardon of John W. Martin, now confined in the Penitentiary, for the crime of murder.

The Senate have also agreed to a joint resolution providing for the representation of the stock held by the State in the Atlantic & Gulf Railroad, in all elections by said Company, to which they invite the concurrence of the House of Representatives:

Mr. J. J. Jones moved to suspend the regular order to take up the said resolution, which motion was lost.

The House took up the report of the committee on the bill to incorporate the Empire Manufacturing Company, of the county of Newton.

The report of the committee was agreed to, the bill was read the third time and passed.

The House went into the committee of the whole, (Mr. McWhorter, of Greene, in the chair,) on the bill to compensate Ordinaries and Clerks for administering the amnesty oath, and having spent some time therein the committee arose and reported the same back to the House without amendment.

Mr. Moses moved to lay the bill on the table for the present, which motion was lost.

Mr. Byrd, of Mitchell, moved the indefinite postponement of the bill, which motion was lost.

Mr. Moses moved a substitute for the third section, which was agreed to.

The report of the committee as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to require defendants in possessory warrant cases to give bond and security in certain cases.

The report was agreed to, which being adverse to the bill, the same was lost.

The bill authorizing the Inferior Courts of this State to appoint Commissioners to settle minor claims and differences between freedmen themselves, and also between freedmen and white persons, was laid on the table for the present.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Gate City Gas Light Company.

Mr. Hill, of Fulton, offered the following amendment:

"SEC. VII. *Be it further enacted*, That said company shall not be allowed to declare an annual dividend of more than two per cent," which amendment was agreed to.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to carry into effect an Ordinance of the late Convention in reference to certain acts of Executors, &c., also, to carry into effect the fifth article, sections 7th and 8th, of the Constitution of the State, in reference to judgments, &c., of Courts, for which the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The following bills were taken up, and laid on the table for the present, to-wit:

A bill to provide for the holding of supplementary Courts in this State, and the registration of testimony therein, and to specify the character of the jury therefor.

Also, a bill making valid all contracts between white persons and freedmen, in this State.

Also, a bill to facilitate the trial of freedmen for offences.

Also, a bill making it a misdemeanor for any one to buy and peddle upon poultry, and other produce, under certain restrictions, and to provide a license therefor by the Inferior Court.

Also, a bill making applicable certain laws of force in this State to free persons of color, and for other purposes.

Also, a bill making valid all contracts between white men, and free persons of color in this State.

The bill to avoid litigation by defining the mode of settlement of cases therein mentioned, was withdrawn.

The House took up the report of the committee on the bill to increase the fees of the several County officers in this State, for which, and for four others on the same subject, the committee had reported a substitute.

The report of the committee was agreed to, the bill was read the third time, and on its passage the yeas and nays were required to be recorded, and resulted in yeas 35, and nays 76.

Those who voted in the affirmative are Messrs :

Adams,	Jones, J. J. of	Roundtree,
Asbury,	Burke,	Rumph,
Baker,	Kirby,	Sims, of Bartow,
Brown, of Early,	McComb,	Snead,
Dart,	McDowell, of Pike,	Stanfield,
Dodds,	McDougald,	Stewart,
Dorsey,	Mitchell, of Thom-	Swearingen,
Edge,	as,	Vason,
Evans,	Phillips,	Williams, of Bryan,
Fraser,	Pottle,	Woods, of Morgan,
Green,	Ridley,	
Hill,	Robinson, of Ap-	
Johnson, of Forsyth,	pling,	
Johnson, of Pierce,	Rogers,	

Those voting in the negative, are Messrs :

Atkinson,	Gunnells,	Morrell,
Bennett,	Hall,	Morris, of Franklin,
Benson,	Hand,	Mitchell, of Gwin-
Boyd,	Harden,	nett,
Bragg,	Harlan,	Montgomery,
Brown, of Houston,	Hinton,	Moses,
Brock,	Holliday,	Oates,
Bush,	Hollis,	Peeples,
Burch,	Howard, of Lump-	Pickett,
Byrd,	kin,	Quillian,
Candler,	Hockenhull,	Ragsdale,
Carter,	Hudson,	Render,
Cloud,	Humphreys,	Robson,
Cook,	Hughes of Union,	Sharp,
Colley,	Mattox of Elbert,	Shaw,
Davenport,	Mallard,	Smith, of Newton,
Dickson of Walker,	Martin,	Smith, of Clinch,
Dodson,	McCullough,	Speer,
Dozier,	McCutchen,	Stallings,
Ellington,	McDowell of Heard,	Stanton,
Fincannon,	McLendon,	Tench,
French,	McWhorter of	Thomas,
Glenn,	Greene,	Tucker,
Grogan,	Mizell,	Umphrey,

Usry,	White,	Williams, of Bul-
Wall,	Wicker,	loch,
Watkins,	Wilburn,	Wilkerson,
Weaver,	Willis,	Woods, of Floyd,

Yeas 35, nays 76. So the bill was lost.

The following bills were read the third time, and indefinitely postponed, to-wit :

A bill to increase the fees of the Ordinaries and Clerks of the Superior and Inferior Courts of this State.

Also, a bill to fix the fees of Clerks, Sheriffs, Ordinaries, Coroners, Jailors, Justices of the Peace and Constables, in the several counties in this State, and for other purposes.

Also, a bill to define the duties of Coroners in this State, and to fix the fees of said officers, and of the Constables attending Coroner's inquests.

The House took up the report of the committee on the bill to fix jail fees for dieting prisoners.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to increase the fees of the Clerk of the Supreme Court, Ordinaries, Clerks, Sheriffs, and other county officers, was taken up and lost.

The bill to have certain contracts between freedmen and free persons of color, of this State, made with white persons, reduced to writing, and to punish those who fail or refuse to do so, was laid on the table for the present.

Also, a bill for the binding out of certain negro children in this State.

Also, a bill to alter and amend paragraph 4445, of part 4th, title 1st, of the revised Code of Georgia.

Mr. McWhorter, of Greene, moved that all bills now in possession of the special committee of seven, of which Mr. Mattox is chairman, be turned over to the regular standing committee on Manufactures, which motion prevailed.

The bill to legalize the acts of E. M. Jones and E. W. Miller, temporary administrators on the estate of Henry Jones, late of Pike county deceased, was laid on the table for the present.

The resolution relative to citizens of this and other States interfering with freedmen of this State, to induce them to forfeit their contracts, and abandon the interests of their employers, was taken up, read and adopted.

Mr. Render moved that the House adjourn until 9 o'clock Monday morning, upon which motion the ayes and nays were required to be recorded, and resulted in ayes 52, nays 64.

Those voting in the affirmative are Messrs :

Adams,	Harden,	Robson,
Atkinson,	Hinton,	Rogers,
Baker,	Johnson, of Forsyth,	Roundtree,
Bragg,	Johnson, of Wilcox,	Sim's, of Bartow,
Brown, of Houston,	Jones, J. J., of	Simms, of Newton,
Bush,	Burke,	Snead,
Byington,	Kibbee,	Speer,
Cabaniss,	McCullough,	Starr,
Candler,	McComb,	Stewart,
Carter,	McDowell, of Heard,	Tench,
Dodds,	McDowell, of Pike,	Tucker,
Dozier,	McQueen,	Usry,
Edge,	Peeples,	Vason,
Ellington,	Pottle,	Wicker,
French,	Quillian,	Wilburn,
Gunnells,	Ragsdale,	Williams, of Bul-
Hall,	Render,	loch,
Hand,	Ridley,	Woods, of Morgan,

Those who voted in the negative are Messrs :

Asbury,	Hockenull,	Phillips,
Benson,	Hudson,	Robinson, of Ap-
Boyd,	Humphreys,	pling,
Brown, of Early,	Hughes, of Union,	Russell, of Chatham,
Brock,	Johnson, of Pierce,	Sharp,
Burch,	Kirby,	Shaw,
Cloud,	Maddox, of Fulton,	Smith, of Clinch,
Cook,	Mattox, of Elbert,	Stallings,
Colley,	Mallard,	Stanfield,
Dart,	Martin,	Stanton,
Davenport,	McCutchen,	Sumner,
Dickson, of Walker,	McLendon,	Thomas,
Dodson,	McWhorter of	Umphrey,
Dorsey,	Greene,	Wall,
Evans,	Mizell,	Watkins,
Fincannon,	Morrell,	Weaver,
Frazer,	Morris of Franklin,	White,
Glenn,	Mitchell, of Gwin-	Willis,
Green,	nett,	Williams, of Bryan,
Grogan,	Mitchell, of Thom-	Wilkerson,
Harlan,	as,	Winningham,
Holliday,	Montgomery,	Woods, of Floyd,
Hollis,	Moses,	
Howard, of Lump-	Oates,	
kin,	Pickett,	

Ayes 52, nays 64. So the motion was lost.

The bill to repeal a repealing act in relation to the deaf and dumb citizens of this State was read the second time.

The bill to change the name of the Fire Insurance Company, of Atlanta, was referred to the committee on Banks.

The House took up the report of the committee on the bill to incorporate the North Georgia Petroleum & Mining Company, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

On motion the House adjourned until Monday morning next.

MONDAY, FEBRUARY 12TH, 1866. }
9 o'clock, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

On motion of Mr. Moses, so much of the Journal of Saturday as relates to the withdrawal of the bill to prevent litigation by prescribing the mode of settlement in certain cases, was reconsidered.

Mr. Moses moved a reconsideration of so much of the Journal of Saturday as relates to the loss of the bill which was a substitute for several bills upon the subject of increasing and fixing the fees of County officers, which motion prevailed.

Mr. Brown, from the Committee on Agriculture & Internal Improvements made the following report:

“That they have had the following bills under consideration, to-wit:

A bill to be entitled an act to compel rail roads, steam boats, and Express Companies to furnish parties receipts for articles delivered, and prescribe the penalty for refusal.

A bill to be entitled an act to change the name of the Milledgeville Rail Road, and for other purposes.

A bill to be entitled an act to amend an act to incorporate the Sk daway Shell Road Company, and for other purposes therein mentioned, assented to 27th December, 1857.

Which they recommend do pass.

Also, a bill to be entitled an act to incorporate the Okefenokee Land & Canal Company; and return the same with an amendment thereto, and recommend that it do pass.

Also, a bill to be entitled an act to add an additional clause to the 1540th section of the Code of Georgia, and return the same with an amendment thereto, and recommend that it do pass.

Also, a bill to transfer and vest the management of the Western & Atlantic Rail Road in a commissioner, and re-

turn the same back with a recommendation that it do not pass.

D. M. BROWN, .
Chairman.

The following message was received from his Excellency by Mr. Williams, to-wit:

Mr. Speaker :—The Governor has approved and signed the following Acts, to-wit:

An act to prescribe the oath to be administered to voters for members of the General Assembly, Governor of this State, members of Congress, Judges of the Superior Courts, State's Attorney, Solicitors General, and County Officers.

An act to alter and amend an act entitled an act to incorporate the town of Dawson, in the County of Terrell, and State of Georgia.

An act for the relief of the Savannah Mutual Loan Association.

An act to authorize the Justices of the Inferior Court of Elbert County, Georgia, to levy and collect a tax for County purposes.

Also the following Resolutions, to-wit:

Resolution to appoint a joint Committee to draft a bill authorizing and establishing an Orphan Home or Homes.

Resolution requiring the Comptroller General to furnish certain information.

Resolution relating to the Commissioners appointed by the late Convention to investigate the condition of the Finances of this State from 1861.

Resolution providing for the appointment of a joint Committee to examine into the proceedings of the Board of Directors appointed for the Western & Atlantic Rail Road, by the Provisional Governor.

An act to authorize the sale of the Exile Camp, in Terrell County, Georgia, and for other purposes.

The following message was received from the Senate through Mr. Weems their Secretary, to-wit:

Mr. Speaker :—The Senate have passed the following bills, to-wit:

A bill to amend sections 4792 and 4793 of the Code of Georgia.

A bill to incorporate the Blairsville Mining & Manufacturing Company.

The Senate have also passed the following bills of the House of Representatives, to-wit:

A bill to alter the 2nd and 3rd Congressional Districts, so far as relates to the County of Schley.

A bill to fix the salaries of the Judges and certain other officers of the State, with certain amendments, to which they ask the concurrence of the House.

The Senate have also agreed to a joint Resolution for the appointment of one or more Commissioners to confer in person with the President in reference to certain seizures of cotton, and for other purposes, to which the concurrence of the House of Representatives is invited.

On motion of Mr. Kirby the rule was suspended, and said Resolution taken up, and on motion referred to the Committee on the Judiciary.

Mr. Render, from the Committee on Enrollment, reported as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit:

An act to amend an act entitled, an act to incorporate the Georgia & Alabama Rail Road Company, and to grant certain powers and privileges to the same, passed February 18th, 1854.

The Clerk proceeded to call the roll of Counties, when Mr. Glenn of Whitfield offered a preamble and resolutions requesting the Secretary of the Treasury of the United States to suspend the collection of the Internal Revenue tax in Georgia, and requesting Congress to allow this State to assume and collect the same.

On motion the rule was suspended and said Resolution taken up, read and adopted, and ordered to be sent forthwith to the Senate.

Mr. Glenn also reported a bill to be entitled an act to establish a common school system, and provide a mode for raising money to support the same.

Mr. Dickson of Walker reported a bill to extend the time for the completion of the Coosa and Chattooga River Rail Road.

Mr. French of Schley reported a bill to be entitled an act to incorporate the Bucks Manufacturing Company, in the County of Schley.

Mr. Snead of Richmond reported a bill to amend an act entitled an act to incorporate an Insurance Company, in the city of Augusta, to be called the Commercial Insurance Company, of Augusta, assented to April 18th, 1863.

Also, a bill to incorporate the Augusta Mutual Insurance Company.

Mr. Gross of Scriven offered a resolution looking to an early adjournment of the General Assembly, and prohibiting the introduction of new matter.

Mr. Kibbee reported a bill to repeal an act entitled an act to allow Ordinaries of this State to charge and receive certain fees, assented to December 14th, 1863, and to au-

thorize them to charge and receive the following fees in addition to those specified in the Code.

Mr. Lindsay of Lee reported a bill to change the time of holding the Superior Court of Lee County.

Mr. Cook of Irwin reported a bill to remit the taxes of 1864, and 1865, and for other purposes.

Mr. Hill of Fulton reported a bill to exempt from street duty all persons who now are or hereafter may become active members of the existing Hook & Ladder or Fire Companies of the city of Atlanta.

Also, a bill to incorporate the Gate City Foundry, Car, & Machine Works.

Mr. Cloud of Henry reported a bill to change the County line between the Counties of Henry and Butts.

Mr. Maddox of Fulton reported a bill to incorporate the Union Express Company.

Mr. Russell of Chatham offered a Resolution requesting his Excellency the Governor to pardon and let go free Epsey Wood, a convict in the Penitentiary, from the County of Franklin.

Mr. Hollis of Marion offered a Resolution requesting the President of the United States to withdraw colored troops from the garrisons of the towns and cities in this State, and on his motion the rule was suspended and the Resolution taken up.

Mr. Russell of Muscogee moved to refer the Resolution to the Committee on the State of the Republic, which motion was lost.

Mr. Adams moved the indefinite postponement of the Resolution.

Mr. J. J. Jones moved to lay the Resolution on the table for the present, which motion prevailed.

Mr. Gross of Scriven moved a suspension of the rule to take up a Resolution, which motion was lost.

On motion of Mr. Ridley Mr. Phillips of Habersham was added to the Special Committee on the Orphan's Home.

The bill to authorize certain sales to be made in other Counties in this State than where such sales are now required by law, and where certain kinds of property has been removed out of the State, to authorize the sales of the same, in the States where it has been removed, was referred to the Committee on the Judiciary.

The bill to punish freedmen for living in adultery and authorize their marriage was laid on the table for the present.

Also, a bill to admit parol evidence in the construction of wills, and for other purposes.

The House took up the reconsidered bill for the relief of Administrators in certain cases, which was amended so as to embrace Executors, Guardians, and Trustees, and passed.

The bill to alter and amend section 3320, 1st article, 5th chapter, of the Code of Georgia, was read the third time and lost.

The House went into committee of the whole (Mr. DuBose in the chair,) on the bill to compensate E. Starnes, L. E. Bleckley, W. H. Hull, and Samuel Barnett, commissioners, and having spent some time therein the committee arose and reported the same back to the House without amendment.

Mr. Brock moved to amend by striking out \$3,000 and inserting \$2,000, which motion was agreed to.

The report as amended was agreed to, and the bill passed.

The bill to reduce the Sheriff's bond of the County of Dooley, in this State, was referred to the Committee on the Judiciary.

The bill to change the time of holding the Superior Court in the County of Banks was withdrawn.

The House took up the report of the Committee on the bill for the relief of Martha A. Lester, of the County of Fulton.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to authorize the Justices of the Inferior Court of the County of Early, in this State, to levy and collect an extra tax to pay for provisions heretofore purchased by them for the use of the poor of said County, and for the use of disabled soldiers and their families, and also to pay expenses incurred on account of small pox, for which the Committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to authorize the Inferior Court of Twiggs County to borrow money, &c.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to authorize the Inferior Courts to make Jury lists, and draw Juries in certain cases, and to punish for non-attendance.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to declare valid all official acts of the deputy Clerks of the Superior and Inferior Courts when any doubt may exist as to the legality of such acts, on account of the Clerks not having received a pardon, for which the Committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to revive, alter and amend an act to incorporate an Insurance Company in the city of Columbus, to be called the Merchants' Insurance Company, of Columbus Georgia, assented to November 14th, 1864, and change the name to the Merchants' and Planters' Insurance Company of Columbus, Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to amend the 4391st section of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to repeal an act to amend the charter and corporate laws of the city of Milledgeville, as to the mode of electing Aldermen, assented to March 7th, 1865.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill relative to bonds of Trustees.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to amend sections 1775 and 1776 of the revised Code, relative to orphans.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to repeal an act entitled an act to increase the *per diem* pay of teachers entitled to the benefit of the Poor School Fund of this State, assented to 3rd March, 1865, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The following bills were read the third time and lost, to-wit:

A bill to change the mode of empanelling Jurors in criminal cases.

Also, a bill to authorize attorneys at law, sheriffs, and notaries public to administer oaths in certain cases.

Also, a bill to prescribe the oath to be administered to Jurors in the Inferior and petit Jurors in the Superior Court in this State, &c.

Also, a bill to alter and repeal certain sections of the Code of Georgia, relating to adverse possession and prescription.

Also, a bill to alter and repeal certain sections of the revised code relating to the payment of claims against the estates of deceased persons.

The following bills were laid on the table for the present, to-wit:

A bill to make all persons-renting land and houses in this State to free persons of color, responsible for all debts contracted by said free persons in relation to said land, and for all fines or penalties imposed for violation of law, &c.

Also, a bill to revise and fix the fees of Ordinaries in this State, &c.

Also, a bill for the relief Mrs. Antionette Butler, wife of J. H. Butler, of Merriwether County.

The bill to create the North-Eastern Judicial Circuit was withdrawn.

Also, a bill to exempt the members of the Merchants' & Mechanics' Fire Company of the city of Milledgeville from road and Jury duty.

On motion the House took a recess until 3'o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled.

The following bills were read the 2nd time and committed for a third reading, to-wit:

A bill to appropriate money to repair and wind up the State House clock.

Also, a bill to authorize the Justices of the Inferior Court of Bulloch County to levy and collect an extra tax for the building of a Court House and Bridges in said County, &c.

Also, a bill to prohibit the distillation of corn in this State without a license, and to regulate the granting of such license.

Also, a bill to relieve all persons in this State who may have issued shin plasters, &c.

Also, a bill to change the County of Scriven from the 1st Congressional District to the 5th Congressional District.

Also, a bill to regulate the printing by County officers.

Also, a bill for the reduction of the members of the General Assembly.

Also, a bill to submit the propriety of abolishing the State Penitentiary to the decision of the voters of this State.

Also, a bill to incorporate the Gate City Insurance & Banking Company of the city of Atlanta.

Also, a bill to incorporate the Muscogee Insurance & Industrial Association.

Also, a bill to consolidate the offices of Receiver of Tax Returns and Tax Collectors, for the County of Effingham.

Also, a bill to legalize certain marriages in this State.

Also, a bill for the relief of Leslie Markham, Thomas Hollis, and David Dyer, of the County of Morgan, &c.

Also, a bill to amend the 2nd section of an act entitled an act to incorporate the Empire Iron & Coal Mining Company, to confer certain powers and privileges thereon, passed over the Governor's veto, December 9th, 1862.

Also, a bill to amend an act entitled an act to incorporate the Mechanics' Savings Association of the city of Columbus, assented to April 13th, 1863.

Also, a bill to abolish the Penitentiary.

Also, a bill to protect landholders in their timber, firewood, and the like, and to punish those who cut, use, and destroy the same without the consent of the owners of the same.

Also, a bill to amend an act to incorporate in the State of Georgia an Insurance Company called the Great Southern Insurance Company.

Also, a bill to limit the time within which the privilege granted to incorporated Companies during the present session of the General Assembly may be exercised, and for other purposes.

Also, a bill for the protection of passengers on the various Rail Roads in this State, and the shippers of merchandise on the same.

Also, a bill to change the times of holding the terms of the Superior Court of Muscogee County.

The following bills were read the second time and referred to the Committee on the Judiciary, to-wit:

A bill for the relief of Asa C. Zachry, of Morgan County.

Also, a bill to authorize the several Ordinaries of this State to administer oaths, and receive compensation therefor.

Also, a bill to define vagrancy and to prescribe punishment for the same, and for other purposes.

Also, a bill to allow parties time to make out their writs of *certiorari*, &c.

Also, a bill for the relief of the estate of Hiram Hussey, deceased, of Merriwether County.

Also, a bill to establish rules of evidence and of proceedings for ascertaining and adjusting the equities of the different creditors of the banks of this State, and between such creditors and the banks and their stockholders.

Also, a bill to be entitled an act declaratory of the law

touching contracts, debts, liens and obligations, made and entered into and incurred prior to 1st day of June, 1865, when the credit given was in whole or in part based upon slave property, and to prevent the collection of the same except in the ratio which the value of all property other than slave property of the debtor at the time the credit was given or obligation incurred.

Also, a bill to repeal paragraph 183, of title 4, chapter 1st, of the Code of Georgia.

Also, a bill to invest in lumber dealers a lien upon buildings constructed with the lumber sold by them, and for other purposes.

Also, a bill to be entitled an act to amend 3888th section of the Code of Georgia, in regard to the establishment of lost papers.

Also, a bill to be entitled an act to extend the corporate limits of the city of Rome, Georgia.

Also, a bill to be entitled an act to incorporate the Oostaula Steamboat Company, with powers of Insurance.

Also, a bill to be entitled an act to encourage the arrest and conviction of horse thieves.

Also, a bill to be entitled an act to amend the laws of this State authorizing administrators and guardians to resign, and to regulate such resignation.

Also, a bill to be entitled an act to amend section 1307 of article 3rd of the Code of Georgia.

Also, a bill to be entitled an act to suspend the collection laws of this State, until the first day of January, 1868, except in certain cases therein provided.

Also, a bill to be entitled an act to authorize the Inferior Courts of the Counties of Camden, Glynn, McIntosh, and Liberty to compel the hands subject to road duty in any one District in said Counties to perform road duty in any other District in said Counties.

Also, a bill to be entitled an act to repeal section 586, part 1st, title 6, chapter 5th, article 1st of the Code of Georgia.

Also, a bill to be entitled an act to ratify certain contracts of executors, administrators, guardians, and trustees, made with free persons of color, and to authorize the making contracts for the future, and for other purposes therein mentioned.

Also, a bill to be entitled an act to make valid certain acts of the Justices of the Inferior Court of Polk County.

Also, a bill to be entitled an act to appropriate money to pay D. B. Sandford to bring up the unfinished business of the late Clerk of the Supreme Court, R. E. Martin, deceased.

Also, a bill to be entitled an act to regulate and protect the mechanic arts of this State, and for other purposes.

Also, a bill to be entitled an act making it the duty of the Courts trying indictments found, or crimes and offences committed before or during the late war of the Southern States, where the defendant can and does show to the satisfaction of the Court that he had a witness who died during said war whose testimony would have acquitted him, on motion to discharge and acquit the defendant.

Also, a bill to be entitled an act to authorize the Governor to order elections of County officers in certain cases.

Also, a bill to be entitled an act for the relief of Charles B. King.

Also, a bill to be entitled an act to define the liabilities of Rail Road and Express Companies in certain cases therein named.

Also, a bill to be entitled an act to increase the jurisdiction of Justices Courts in this State.

Also, a bill to be entitled an act to repeal so much of the 1655th section of the Code of Georgia as prohibits the marriage of persons within the fourth degree of consanguinity.

Also, a bill to be entitled an act to authorize Executors, Administrators, Guardians, and Trustees, to receive in payment the Treasury Notes of the United States, or the notes of the National Banks, and to invest in United States' securities.

The bill to incorporate the Elijay Mining Company of Georgia, was read the 2nd time and referred to the Committee on Manufactures.

Also, a bill to incorporate the Dawson Manufacturing Company.

Also, a bill to incorporate the Vulcan Iron & Coal Company, and to confer certain powers and privileges thereon.

Also, a bill to incorporate the Atlanta Mining & Rolling Mill Company.

Also, a bill to incorporate the Southern Mining Company.

Also, a bill to incorporate the Central Georgia Manufacturing Company.

Also, a bill to incorporate the Brunswick Improvement Company, passed on the 9th February, 1856, and to extend the privilege of the same.

Also, a bill to amend an act entitled an act to amend an act entitled an act to improve the navigation of the Great Ogeechee river, so far as the appointment of new commissioners is concerned.

Also, a bill to incorporate the Georgia Manufacturing & Paper Mill Company.

The bill for the benefit of Orphans, and defining the duties of Ordinaries for the same, was withdrawn.

The bill for the relief of George H. Ratchford, of the County of Montgomery, was read the 2nd time and referred to the Committee on Finance.

Also, a bill for the relief of maimed soldiers of the State of Georgia, and for other purposes.

Also, a bill for the support of indigent widows and orphans of deceased soldiers, also indigent disabled soldiers, and for the relief of soldiers who have lost a leg or an arm, and for the relief of the poor of this State.

Also, a bill to authorize the Inferior Court of the County of Clarke to levy an extra tax for certain purposes.

Also, a bill to relieve the Counties of this State which have been overrun and devastated by the Federal armies from the payment of State taxes for the years 1866 and 1867.

Also, a bill to provide for the support of soldiers wounded or disabled in the late war, and the widows and orphans of soldiers who have died or been killed in said war, who are unable to support themselves, and to raise money for that purpose.

The bill to authorize the Mayor and Aldermen of the city of Newnan to issue change bills to an amount therein named, and for other purposes, was read the 2nd time and referred to the Committee on Banks.

Also, a bill to authorize the Mayor and Council of the city of Rome, Georgia, to issue change bills.

Also, a bill to authorize the city council of Marietta to issue \$1,000 in change bills.

The bill to amend an act entitled an act to incorporate the town of Brunswick, in the County of Glynn, to define its jurisdictional limits, to provide for the election of Mayor and City Council, and such other officers as may be required, and confer upon them specific powers, &c., was read the 2nd time and referred to a special committee of five, consisting of Messrs. Dart, Ridley, Moses, Robinson, and Gartrell.

Also, a bill to repeal an act entitled an act to legalize the proceedings of the southern stockholders of the Brunswick & Florida Rail Road Company, to change the name of said Company, and to amend the act of incorporation, to extend the charter thereof, and to facilitate the building of said road, approved the 15th December, 1861, &c.

The bill to change the line between the Counties of Dooly and Pulaski, so as to include within the County of Pulaski the residence of John Bembry, of the County of Dooly, was read the 2nd time and referred to the Committee on New Counties and County Lines.

Also, a bill to alter and change the line between the Counties of Cobb and Paulding, and add a part of the County of Paulding to the County of Cobb.

Also, a bill to change the line between the Counties of Talbot and Merriwether, and to add certain lands now in the County of Merriwether to the County of Talbot, and for other purposes therein mentioned.

Also, a bill to change the line between the Counties of Wilcox and Pulaski.

The bill to revive the Military Code of Georgia, to repeal all acts passed since the adoption of the same, and for other purposes, was read the 2nd time, and referred to the Committee on Military Affairs.

The bill to allow the Ordinary of Polk County to keep the records of his office at his residence till another Court House is built for said County, was read the 2nd time and ordered to be engrossed.

On motion the House adjourned until 9 o'clock to-morrow morning.

TUESDAY, FEBRUARY 13TH., 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Shaw, of Stewart, moved a reconsideration of so much of the Journal of yesterday as relates to the loss of the bill to change the manner of impannelling jurors in criminal cases, upon which motion the ayes and nays were required to be recorded, and resulted in ayes 41, and nays 90.

Those who voted in the affirmative are Messrs:

Adams,	Humphreys,	Sharp,
Asbury,	Johnson, of Pierce,	Shaw,
Baynes,	Martin.	Sims, of Bartow,
Bennett,	McCutchen,	Simms, of Newton,
Colley,	McDowell of Heard,	Smith, of Clinch,
Dart,	McQueen,	Smith, of Hancock,
Dixon, of Macon,	Morell,	Starr,
DuBose,	Mitchell of Thomas,	Sumner,
Edge,	Pickett,	Umphrey,
Evans,	Phillips,	Weaver,
Gross,	Render,	Wilburn,
Gunnells,	Ridley,	Williams,
Hand,	Robinson,	of Bulloch,
Hollis,	of Laurens,	Wilkerson,
Howard, of Bartow,	Roundtree,	

Those who voted in the negative are Messrs :

Alexander,	Howard,	Powell,
Baker,	of Lumpkin,	Quillian,
Benson,	Hockenhull,	Ragsdale,
Boyd,	Hudson,	Rhodes,
Bragg,	Hughes, of Union,	Robinson,
Brown, of Early,	Johnston,	of Appling,
Brown, of Houston,	of Forsyth,	Robertson,
Brock,	Johnson, of Wilcox,	Rogers,
Bush,	Jones, J. J.	Rumph,
Burch,	of Burke,	Russell of Chatham,
Byrd,	Kibbee,	Russell of Muscogee,
Byington,	Kirby,	Shepard,
Cabaniss,	Lawson,	Snead,
Candler,	Mattox, of Elbert,	Stallings,
Carter,	Mallard,	Stanfield,
Cloud,	McCullough,	Stanton,
Cook,	McComb,	Stewart,
Davenport,	McDowell, of Pike,	Swann,
Dickson, of Walker,	McDougald,	Tench,
Dodson,	McLendon,	Thomas,
Dodds,	McRae,	Tucker,
Dorsey,	Mizell,	Vason,
Ellington,	Morris, of Franklin,	Wall,
Fincannon,	Morrow,	Watkins,
Frazer,	Mitchell,	White,
French,	of Gwinnett,	Wicker,
Green,	Montgomery,	Willis,
Hall,	Moses,	Williams, of Bryan,
Harden,	Moughon,	Winningham,
Harlan,	Oates,	Woods, of Floyd,
Hill,	Peeples,	Woods, of Morgan,
Hinton,	Pottle,	Woodward,

Ayes 41, noes 90.

So the motion to reconsider was lost.

Mr. Speaker : Mr. Moses, chairman of the committee on the Judiciary, reports that the committee have had under consideration a bill to be entitled an act to authorize the payment of certain claims against the Western & Atlantic Railroad. The committee have hitherto postponed their report upon this bill in order to obtain evidence as to the character of the claims, and the propriety of ordering the payment of the same.

The committee have seen the vouchers and reports of the Auditor, and recommend the passage of the bill with the following amendments: adding after the words "rolling stock" the words "and in taking care of the same," and after the words "July last" add the words "and subsequently under the orders of E. B. Walker."

A majority of the committee also recommend the passage of a bill entitled an act to authorize certain sales to be made in other counties in the State than where such sales are now required by law, and where certain kinds of property has been removed out of the State, to authorize the sale of the same in the State where it has been removed.

R. J. MOSES, Chairman.

HOUSE OF REPRESENTATIVES, }
February 13th, 1866. }

Mr. Stewart, from the committee on Manufactures, respectfully submits the following report:

They have had under consideration a bill to be entitled an act to prevent incorporations created by the General Assembly of this State from organizing upon fictitious capital, and to check the growth of "wild-cats." They report the same back with the recommendation that it do not pass.

Also had under consideration a bill to incorporate the McClusky Gold Mining Company, to which they recommend the following amendments: in the third section of said act after the words "of such meeting" strike out the remainder of said section, and insert in lieu thereof the following: "and all the private property, both real and personal, of each respective stockholder shall be held liable to the amount of his, her, or their subscribed stock yet unpaid. *Provided*, that notwithstanding the dissolution, extinction, expiration by lapse of time, or *non user* of the charter, or the cessation of said corporation to transact business, that the corporate property of said corporation shall, at all times, be bound and liable for the payment of the corporate debts or contracts of said corporation." Before the repealing clause insert the following additional sections:

Section —. *And be it further enacted*, That said corporation shall not organize until the whole capital stock is subscribed, and shall not begin operations until ten per cent of the capital stock shall have been paid in.

Section —. *And be it further enacted*, That nothing herein contained shall be so construed as to prevent the State from taxing the property of said corporation as other property of this State.

With these amendments the committee recommend that the bill do pass.

Also had under consideration a bill to be entitled an act to incorporate the Lookout Valley Mining Company.

They recommend that the following amendment be added to the 6th section of said bill:

Provided, That notwithstanding the dissolution, extinction, expiration, by lapse of time, or *non user* of the charter, or the cessation of said corporation to transact business, that the corporate property of said corporation shall at all

times be bound and liable for the payment of the corporate debts or contracts of said corporation.

Before the repealing clause insert the following additional sections :

Sec. —. *And be it further enacted*, That said corporation shall not organize until the whole capital stock is subscribed, and shall not begin operations until ten (10) per cent shall have been paid in.

Sec. —. *And be it further enacted*, That nothing herein contained shall be so construed as to prevent the State from taxing the property of said corporation as other property of this State.

J. D. STEWART. Chairman,
Manf'g. Committee.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit :

Mr. Speaker : The Senate has passed the following bills, to-wit :

A bill to incorporate the Hansell Manufacturing Company, of Campbell county.

A bill to exonerate Sheriffs, and their Deputies, and other collecting officers from liability in certain cases.

A bill to change the times of holding the Superior Courts of the counties of Floyd, Polk, Paulding and Campbell, of the Tallapoosa Circuit.

A bill to require certain persons exempt from jury duty to serve as tales jurors in certain cases.

A bill to alter and amend sections 4275 and 4285, of the 5th division, of the Penal Code.

The Senate have also passed the following bills of the House of Representatives, to-wit :

A bill for the relief of the Muscogee Building & Loan Association, and the Columbus Building & Loan Association.

A bill to alter and amend sections 4596 and 4597 of the Code of Georgia.

Also, the following bills of the House of Representatives with amendments, to which they ask the concurrence of the House, to-wit :

A bill to prevent citizens of other States from enticing laborers to forfeit their contracts for labor, and to abandon the interest of their employers.

A bill to repeal an act assented to December 10, 1853, incorporating the town of Elberton, and all acts amendatory thereof, and to incorporate said town, and to give the Council thereof certain powers therein specified.

A bill to fix the time of holding the Supreme Court, and for other purposes.

The Senate have rejected the following bills of the House of Representatives, to-wit:

A bill to provide a more summary mode for the enforcement of Mechanic's liens in this State.

A bill to exempt from jury duty all active members of any incorporated Fire Company, in this State.

Mr. Hill, from the committee on Banks, made the following report:

Mr. Speaker: The committee on Banks to whom was referred a bill to change the name of the Confederate Fire & Marine Insurance Company, and to make more definite the liabilities of the stockholders, report that they have had the same under consideration, and recommend that it do pass.

THOS. W. J. HILL,
Chairman, *pro tem.*

Leave of absence was granted to Messrs. Lindsey, of Lee, for a few days, and Rندر, of Meriwether, for a few days, after Thursday next.

The House took up the report of the committee on the Senate bill to be entitled an act to increase the salary of the Superintendent of the Western & Atlantic Railroad.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Lookout Valley Mining Company.

Mr. Rogers moved to amend the report by striking out "ninety-nine years" and inserting in lieu thereof the words "thirty years," which motion prevailed.

The report as amended was agreed to, the bill was read the third time and passed.

The bill to avoid litigation by defining the mode of settlement in cases therein mentioned, was laid on the table for the present.

The House took up the report of the committee on the bill to incorporate the McClusky Gold Mining Company.

Mr. Dorsey, of Hall, moved to amend the report by adding after the words "yet unpaid" the words "at the time of bringing suit" which was agreed to.

Mr. Dorsey moved further to amend the report by adding after the words "paid in" the words "in property or money," which was agreed to.

The report of the committee as amended was then agreed to, the bill was read the third time and passed.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

Mr. Speaker: The Senate have passed the following bill of the House of Representatives, to-wit:

A bill for the relief of all persons who were *bona fide* soldiers of the army of the late Confederate States for acts committed under orders from any officer of the same, and also to relieve officers for any act done under orders from a superior officer.

The House took up the report of the committee on the bill to incorporate the Okefenokee Land and Canal Company.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the amendments of the Senate to the bill to fix the times of holding the Supreme Court of this State, and for other purposes, and concurred in the first and third amendments, and disagreed to the second amendment.

The House took up the Senate amendments to the bill to repeal an act assented to December 10th, 1803, incorporating the town of Elberton, and all acts amendatory thereof, and to incorporate said town, and to give the town council of said town certain powers hereinafter specified, and concurred in the same.

The House took up the Senate amendments to the bill to fix the salaries of the Judges, and certain other officers in the State of Georgia, and concurred in the same.

The House took up the Senate amendments to the bill to prevent the citizens of other States from enticing laborers to forfeit their contracts for labor, and to abandon the interests of their employers, the same being a substitute, and concurred in the same.

The bill to prevent incorporations created by the General Assembly of the State of Georgia from organizing upon fictitious capital, and to check the growth of "wild-cats," was laid on the table for the present.

The House took up the report of the committee on the bill to authorize the payment of certain claims against the Western & Atlantic Railroad.

Mr. Swearingen, of Decatur, moved that the consideration of the bill be postponed until Monday next, which motion was lost.

The question then recurred upon the passage of the bill, and upon which the ayes and nays were required to be recorded, and resulted in ayes 71, and noes 59.

Those who voted in the affirmative are Messrs :

Adams,	Bennett,	Byington,
Alexander,	Benson,	Cabaniss,
Asbury,	Brown, of Houston,	Candler,
Baker,	Brock,	Colley,

Dart,	Kibbee,	Roundtree,
Dodson,	Kirby,	Russell of Chatham,
Dodds,	Lawson,	Russell, of Musco-
Dorsey,	Maddox, of Fulton,	gee,
DuBose,	Mallard,	Shaw,
Edge,	Martin,	Shepard,
Ellington,	McCullough,	Sims, of Bartow,
Fincannon,	McComb,	Smith, of Hancock,
Fraser,	McDowell, of Pike,	Snéad,
Gibson,	McRae,	Stallings,
Green,	Morris, of Franklin,	Stanfield,
Gunnells,	Morrow,	Starr,
Hill,	Mitchell, of Gwin-	Stewart,
Hinton,	nett,	Thomas,
Holliday,	Moses,	Tucker,
Hollis,	Moughon,	Umphrey,
Howard of Lump-	Phillips,	Wall,
kin,	Pottle,	Willis,
Hockenhull,	Ragsdale,	Williams, of Bryan,
Johnson of Pierce,	Robinson, of Ap-	Winningham,
Jones, J. J., of	pling,	Woods, of Morgan.
Burke,	Robertson,	Woodward,

Those voting in the negative are Messrs :

Boyd,	Harlan,	Robinson, of Lau-
Bragg,	Hudson,	rens,
Brown, of Early,	Humphreys,	Rogers,
Burch,	Hughes, of Union,	Rumph,
Byrd,	Johnson, of Forsyth,	Sharp,
Carter,	Mattox, of Elbert,	Simms, of Newton,
Cloud,	McCutchen,	Smith, of Clinch,
Cook,	McDowell, of Heard,	Stanton,
Davenport,	McLendon,	Sumner,
Dickson, of Walker,	Mizell,	Swearingen,
Dixon, of Macon,	Morrell,	Tench,
Evans,	Montgomery,	Vason,
Ford,	Oates,	Watkins,
French,	Peeples,	Weaver,
Frost,	Pickett,	White,
Glenn,	Powell,	Wicker,
Grogan,	Quillian,	Wilburn,
Gross,	Render,	Wilkerson,
Hand,	Rhodes,	Woods, of Floyd,
Harden,	Ridley,	

Ayes, 71, noes 59.

So the bill was passed.

Mr. Adams, chairman of the committee on Finance, submitted the following report :

Mr. Speaker: The committee on Finance have had under consideration the following bill :

A bill to be entitled an act to levy and collect a tax for the political year 1865, and for other purposes, for which they report a substitute, with a recommendation that it be passed in lieu of the original bill.

Also, a bill to be entitled an act to exempt the citizens of Liberty and McIntosh counties from the payment of State tax for the year 1866, and for other purposes, which they have considered, and recommend that it do not pass.

Also, a resolution authorizing the Secretary of State to employ a clerk for certain purposes, which they recommend do pass.

F. W. ADAMS, Chairman.

The House took up the report of the committee on the bill to change the name of the Milledgeville Railroad Company, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House went into committee of the whole, (Mr. Ridley, in the chair,) on the bill for the relief of certain persons therein named, and to make an appropriation of money for the payment of certain liabilities incurred in suppressing the small pox, and having spent some time therein the committee arose and reported the same back to the House without amendment.

The report was agreed to, and the bill lost.

The House took up the report of the committee on the bill to amend the 4613th section of the Code of this State.

The report was agreed to, the bill was read the third time and passed.

The bill to amend section 1385, of the Code of Georgia, declaring the way in which estray property should be sold, was read the third time and lost.

The bill to authorize Sheriffs, Constables, and other officers, to follow offenders into any county, and arrest them, was laid on the table for the present.

The House took up the report of the committee on the bill to change the time of holding the Superior Courts of Clay county.

Mr. Ford, of Worth, moved to amend by changing the time of holding the Superior Court of Worth county, which amendment was agreed to.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize all persons in Georgia to practice medicine who have been in the practice five years previous to the first of January, 1860.

And upon the question of agreeing to the report of the committee the ayes and nays were required to be recorded, and resulted in ayes 76, and nays 48.

Those who voted in the affirmative are Messrs :

Alexander,	Howard, of Lump-Phillips,	
Asbury,	kin,	Powell,
Baker,	Hudson,	Render,
Bennett,	Humphreys,	Rhodes,
Brown, of Houston,	Hughes of Union,	Ridley,
Byrd,	Johnson, of Forsyth,	Robinson, of Ap-
Cabaniss,	Johnson, of Pierce,	pling,
Candler,	Jones. J. J. of	Robertson,
Cook,	Burke,	Rogers,
Colley,	Kirby,	Russell, of Chatham,
Dodson,	Maddox, of Fulton,	Sims, of Bartow,
Dodds,	Mattox of Elbert,	Simms, of Newton,
Edge,	Mallard,	Smith, of Hancock,
Ellington,	McCutchen,	Snead,
Evans,	McComb,	Stallings,
Fincannon,	McDowell of Heard,	Stanfield,
Ford,	McDowell, of Pike,	Starr,
Fraser,	McDougald,	Stewart,
French,	McLendon,	Tench,
Frost,	Morrell,	Thomas,
Green,	Morrow,	Tucker,
Grogan,	Mitchell, of Gwin-	Willis,
Hand,	nett,	Wilkerson,
Harlan,	Montgomery,	Woods, of Floyd,
Hinton,	Moses,	Woods, of Morgan,
Holliday,	Moughon,	Woodward,
Hockenhull,	Peeples,	

Those voting in the negative, are Messrs :

Adams,	Hill,	Shepard,
Baynes,	Howard of Bartow,	Smith, of Clinch,
Benson,	Kibbee,	Stanton,
Boyd,	McCullough,	Sumner,
Brown, of Early,	McRae,	Swann,
Brock,	Mizell,	Sweatingen,
Burch,	Morris, of Franklin,	Umphrey,
Carter,	Oates,	Vason,
Cloud,	Pickett,	Wall,
Dart,	Pottle,	Watkins,
Davenport,	Quillian,	Weaver,
Dixon, of Macon,	Ragsdale,	White,
Gibson,	Robinson, of Lau-	Wicker,
Glenn,	rens,	Williams, of Bryan,
Gross,	Roundtree,	Winningham,
Gunnells,	Sharp,	
Harden,	Shaw,	

Ayes 76, noes 48.

So the report was agreed to, which being adverse to the bill the same was lost.

Mr. Render, from the committee on Enrollment, reported as duly enrolled, and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit :

An act to increase the salary of the Superintendent of the Western & Atlantic Railroad.

Leave of absence was granted to Messrs. Howard, of Bartow, and Robson, of Washington, for a few days, on special business.

On motion the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled.

The House took up the resolution requesting a mail route to be established from Doctortown to Ocmulgee, which was read and adopted.

The House took up the report of the committee on the bill to be entitled an act to incorporate a town called Vernonburg.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act to incorporate the Skidaway Shell Road Company, and for other purposes, assented to December 22nd, 1857.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to add an additional section to an act incorporating the town of Fayetteville, assented to December 20th, 1823, and to amend section 3, of said act.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to repeal an act to authorize the Trustees of the Glynn County Academy to lease or sell the Academy building, and estate of said Academy, and to protect the property and collect the funds of the same, and for other purposes therein mentioned, assented to December 22nd, 1857; also, to repeal no. 119, of the acts of 1858, amendatory of the above recited act, assented to December 11th, 1858.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to repeal all but the 5th and 9th sections of an act entitled an act additional to an act to incorporate the town of Brunswick, in the county of Glynn, to define its jurisdictional limits, approved February 22nd, 1856, to amend said charter, to confirm the doings of the Mayor and Council, to mark the boundary lines of the town, and commons used for other municipal purposes therein specified, assented to December 22nd, 1857.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to allow the Ordinary of Polk county to keep his records and papers of his office at his residence till another Court House is built for said county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the second section of an act entitled an act to incorporate the Empire State Iron & Coal Mining Company, and to confer powers and privileges thereon, passed over the Governor's veto, December 9th, 1862.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the act incorporating the town of Blackshear, in Pearce county, assented to December 16th, 1859.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to repeal an act the better to regulate the liquor traffic in the counties of Taliaferro, Greene, Washington and Henry, and for other purposes, assented to 12th December, 1860, so far as said act relates to the county of Taliaferro.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Justices of the Inferior Court of Bulloch county to levy and collect an extra tax for the purpose of building a Court House and bridges in said county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act entitled an act to incorporate the Mechanics Savings Association of the city of Columbus, assented to April 13th, 1863.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Justices of the Inferior Court of Bartow county to settle or compromise the bonds of said county that are now due and unpaid, and to issue new bonds for the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the name of the Fire & Marine Insurance Company, of Atlanta, and for other purposes.

The report was agreed to, and the bill passed.

The House took up the report of the committee on the bill to consolidate the offices of Tax Receiver and Tax Collector for the county of Effingham.

The report was agreed to, the bill was read the third time and passed.

The resolution for the relief of M. P. Quillian, of Whitfield county, was referred to the committee on Agriculture and Internal Improvements.

The House took up the report of the committee on the bill to amend an act to incorporate in the State of Georgia an Insurance Company to be called the Great Southern Insurance Company.

The report was agreed to, the bill was read the third time and passed.

The bill to remit the taxes of 1864 and 1865 was read the second time, and referred to the committee on the Judiciary.

Also, a bill to extend the time for the completion of the Coosa and Chattooga River Railroad.

The bill to incorporate the Union Express Company was read the second time and referred to the committee on Manufactures.

Also, a bill to incorporate the Grand Bay Manufacturing Company, in the county of Berrien.

Also, a bill to incorporate the Bucks Manufacturing Company, in the county of Schley.

Also, a bill to incorporate the Gate City Foundry, Car and Machine Works.

The bill to change the county line between Henry and Butts was read the second time, and referred to the committee on New Counties and County Lines.

The bill to exempt from street duty all persons who are, or hereafter may become active members of either of the existing Hook and Ladder or Fire Companies, of the city of Atlanta, was read the second time, and committed for a third reading.

Also, a bill to change the time of holding the Superior Court of Lee county.

The bill to make the salary of the Superintendent and Resident Physician of the Lunatic Asylum thirty-five hundred dollars was read the second time and referred to the committee on Finance.

Also, a bill to provide for the payment of the officers and members of the General Assembly.

The following Senate bills were read the second time, and referred to the committee on Agriculture and Internal Improvements, to-wit :

A bill to amend the charter of the Dalton & Jacksonville Railroad Company, and acts passed in relation to the same.

Also, a bill to incorporate the Savannah Steamboat Company, with powers of insurance.

Also, a bill to amend an act to incorporate the town of Smithville, in Lee county, and to confer other powers on the same.

The Senate bill to repeal an act entitled an act to amend the charter of the Macon & Western Railroad, assented to December 14th, 1863, also an act to amend an act to amend the charter of the Macon & Western Railroad company, assented to December 14th., 1863, assented to March 19th., 1864, was read the second time, and committed for a third reading.

Also, a bill to amend the charter of the town of Athens.

The House next took up Senate bills for a first reading, when the following bills were read the first time, to-wit :

A bill to be entitled an act to incorporate the Blairsville Mining & Manufacturing company.

Also, a bill to be entitled an act to exonerate Sheriffs and their Deputies, and other collecting officers from liability in certain cases.

Also, a bill to be entitled an act to amend the 4792 and 4793 sections of the Code of Georgia, and for other purposes.

Also, a bill to be entitled an act to change and define the times of holding the Superior Courts of the several counties of the Western Judicial Circuit.

Also, a bill to be entitled an act to authorize the Inferior Court of Camden county to regulate and prescribe the rates of ferriage in said county, and for other purposes.

Also, a bill to be entitled an act to alter and amend the 4275th section of the fifth division of the Penal Code, also to alter and amend the 4285th section of the same Division.

Also, a bill to be entitled an act to carry into effect the 6th section of the 2nd article of the Constitution of this State, to prescribe the mode by which private corporations may be created by the Courts, and for other purposes.

Also, a bill to be entitled an act to change the time of

holding the Superior Courts in the counties of Floyd, Polk, Paulding and Campbell, of the Tallapoosa Circuit.

Also, a bill to be entitled an act to incorporate the Hansell Manufacturing Company, of Campbell county.

Also, a bill to be entitled an act to require certain persons exempt from jury duty to serve as tales jurors in certain cases.

Also, a bill to be entitled an act to define the rights of persons owning landings or timber-yards upon water courses in this State, to fix the rate of charges, and to authorize the collection of the same.

Also, a bill to be entitled an act to amend an act entitled an act to authorize married women to deposit money in Savings Banks, or Institutions now chartered, or which may hereafter be chartered by this State, and for other purposes therein mentioned, assented to December 16th, 1861.

Also, a bill to be entitled an act to alter and amend an act to constitute the town of Cuthbert, Randolph county, a city, to provide for the election of officers, define the powers of the several officers of said city as well as said corporation, to extend the limits of Cuthbert, and for other purposes, assented to December 19th, 1859.

Also, a bill to be entitled an act requiring certain criminal prosecutions to be *not prossed*.

Also, a bill to be entitled an act for the relief of the people of Georgia.

Also, a bill to be entitled an act to incorporate the Atlanta Street Railroad Company, and for other purposes.

Also, a bill to be entitled an act to incorporate Cherokee Mining & Manufacturing Company.

Also, a bill to be entitled an act for the relief of John W. Martin, now confined in the Penitentiary for the crime of murder.

The following Senate bills were read the second time and referred to the committee on the Judiciary, to-wit:

A bill to be entitled an act to alter and amend the laws regulating interest in this State, and to establish a conventional rate of interest.

Also, a bill to be entitled an act to amend the several laws of this State regulating the administration of estates of deceased persons in certain cases therein mentioned.

Also, a bill to be entitled an act to alter and amend the three thousand seven hundred and seventy-eighth section of the Code of this State.

Also, a bill to be entitled an act to repeal the second section of an act entitled an act to provide for the payment of officers presiding at the polls on elections hereafter to be held in Taliaferro county, and for other purposes therein mentioned.

Also, a bill to be entitled an act for the relief of Arthur Hutchison, of the county of Campbell, administrator on the estate of Benjamin G. Barker, deceased, against a tax fi fa issued by the Tax Collector of the county of Clinch.

Also, a bill to be entitled an act to relieve securities upon bonds for criminal offences committed during the war with the United States, upon certain conditions.

Also, a bill to be entitled an act to repeal the 2635th section of the Code, and to substitute another in lieu thereof.

Also, a bill to be entitled an act to authorize the use of the water-power on the Reserve at Indian Spring, with the privilege of building saw and grist mills thereon.

Also, a bill to be entitled an act to alter and amend sections 585, 594, 602, and to repeal section 588, of the Code of Georgia.

Also, a bill to be entitled an act to incorporate the Georgia Express Company.

Also, a bill to be entitled an act to alter paragraph four thousand five hundred and ninety-eight, and four thousand six hundred and seven, of the Code of Georgia.

Also, a bill to exempt from levy and sale certain property of every debtor in this State, and for other purposes.

Also, a bill to amend the tax laws of this State, and to define the duties of the Receivers of Tax Returns, and the Comptroller General, in certain cases.

The Senate bill to incorporate the Savings Bank of Augusta, was read the second time, and referred to the committee on Banks.

Also, a bill to incorporate the Home Insurance Company, of Atlanta.

The Senate bill to incorporate the North Georgia Mining & Manufacturing Company was read the second time, and referred to the committee on Manufactures.

Also, a Senate bill to incorporate the Kenesaw Mining Company, of Georgia.

The Senate bill to change, define and make permanent the county line between Irwin and Wilcox counties was read the second time, and referred to the committee on New Counties and County Lines.

Also, a Senate bill to change the line between the counties of Lee and Terrell, to add a portion of the county of Lee to the county of Terrell, and for other purposes.

On motion the House adjourned until 9 o'clock, to-morrow morning.

WEDNESDAY, FEBRUARY 14TH, 1866, }
 9. O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Byrd, of Mitchell, moved a reconsideration of so much of the Journal of yesterday as relates to the passage of the bill to authorize the payment of certain claims against the Western and Atlantic Rail Road.

The previous question was called and sustained, and upon the motion to reconsider, the ayes and noes were required to be recorded, and resulted in yeas 56 and noes 76.

Those who voted in the affirmative are Messrs:

Atkinson,	Humphreys,	Rumph,
Brown of Early,	Hughes of Union,	Smith of Clinch,
Bush,	Johnson of Forsyth,	Stallings,
Byrd,	Mattox of Elbert,	Stanfield,
Cook,	McCutchen,	Starr,
Davenport,	McDowell of Heard,	Stanton,
Dickson of Walker,	McLendon,	Sumner,
Dixon of Macon,	Morell,	Tench,
Dozier,	Montgomery,	Tucker,
Evans,	Oates,	Wall,
Fincannon,	Peeples,	Watkins,
Ford,	Pickett,	Weaver,
French,	Quillian,	Wilburn,
Frost,	Render,	Williams of Bryan,
Glenn,	Rhodes,	Williams of Bul-
Grogan,	Ridley,	loch,
Gross,	Robinson of Ap-	Williams of Dooly,
Harden,	Robinson of Lau-	Wilkerson.
Harlan,	rens,	
Hudson,	Rogers,	

Those voting in the negative are Messrs:

Adams,	Cloud,	Hollis,
Alexander,	Colley,	Howard of Lumpkin
Asbury,	Dodson,	Hockenhull,
Baker,	Dodds,	Johnson of Pierce,
Baynes,	Dorsey,	Jones, J. B., of
Bennett,	DuBose,	Burke,
Boyd,	Edge,	Kibbee,
Bragg,	Ellington,	Kirby,
Brown of Houston,	Frazer,	Lawson,
Brock,	Gibson,	Maddox of Fulton,
Burch,	Green,	Mallard,
Byington,	Gunnells,	Martin,
Cabaniss,	Hall,	McCullough,
Candler,	Hill,	McComb,
Carter,	Holliday,	McDowell of Pike,

McDougald,	Pottle,	Swann,
McRae,	Ragsdale,	Thomas,
McQueen,	Robertson,	Umphrey,
Mizell,	Russell of Musco-	Vason,
Morris of Franklin,	gee,	White,
Morrow,	Shaw,	Wicker,
Mitchell of Gwin-	Shepard,	Willis,
nett,	Sims of Bartow,	Winningham,
Mitchell of Thomas,	Smith of Hancock,	Woods of Floyd,
Moses,	Snead,	Woods of Morgan,
Moughon,	Stewart,	Woodward.
Phillips,		

So the motion to reconsider was lost.

Mr. Moses, chairman of the Judiciary Committee, submits the following report:

Mr. Speaker:—The Committee on the Judiciary have had the following bills under consideration, and report as follows:

A bill to be entitled an act to alter and amend the charter of the city of Columbus. Recommend this bill do pass.

Also a bill to be entitled an act to alter and amend an act entitled an act to extend and define the corporate limits of the town of Newnan, in the county of Coweta, to provide for the election of intendant and commissioners for the same, to define their powers, and for other purposes therein named. Recommend this bill do pass.

Also a bill to be entitled an act to declare Olivia Kate Wallace, of the county of Morgan, the adopted child of Stephen B. Jones, late of said county, deceased, so as to enable her to take and receive any property or legacy to which she may be entitled by his last will and testament. Recommend this bill do pass.

Also a bill to be entitled an act to authorize the Superior and Inferior Courts of the several counties of this State to fill all vacancies of Trustees occurring in private companies. The committee report a substitute, which they recommend do pass in lieu of the original bill.

Also a bill to be entitled an act to alter and amend the several acts incorporating the city of Atlanta, in Fulton county. The committee report a substitute, which they recommend do pass, in lieu of the original bill.

R. J. MOSES,

Chairman.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have passed the following bills, to-wit:

A bill to alter and amend the 4293rd section of the Penal Code.

A bill to incorporate the American Industrial Insurance Company.

The Senate have also passed the following bills of the House of Representatives, to-wit:

A bill to make the owners of mischievous dogs, or persons having charge of the same, liable for damages, and for other purposes.

A bill to authorize the Inferior Court of the county of Lumpkin to levy an extra tax for the purpose of building a Jail, upon the recommendation of the Grand Jury of said county.

A bill to allow Attorneys and Solicitors of this State to argue their causes in the Supreme Court by written argument, and for other purposes.

The Senate have rejected the bill of the House of Representatives to authorize persons owning adjoining lands to build a joint fence between them, and to define the manner in which the same shall be kept up, and for other purposes.

The Clerk proceeded to call the roll of counties, when Mr. Russell, of Chatham, reported a bill to be entitled an act to make valid all wills made beyond the limits of the State of Georgia between the 1st of June, 1861, and the 1st of June, 1865, or within the limits of the same, under certain circumstances.

Mr. McDowell, of Heard, reported a resolution in relation to certain issues of the Western and A. R. Road.

Mr. Brown, of Houston, reported a bill to establish a Military School at Fort Valley, in this State, to be called the Georgia Military Institute, and to merge the State's interest in the school established at Marietta in the school by this act created.

Mr. Robinson, of Laurens, reported a bill to change the lines between the counties of Laurens and Wilkinson, and to add a portion of Wilkinson to Laurens, and for other purposes.

Mr. Howard, of Lumpkin, reported a bill to incorporate the Chestattee River and Long Branch Hydraulic Hose Mining Co.

Mr. Bush, of Miller, reported a bill to amend the 1339th section of the Code of Georgia.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have concurred in the resolution of the House of Representatives, requesting the Secretary of the Treasury of the United States to suspend the collection of the internal revenue tax in Georgia, and requesting Congress to allow this State to assume and collect the same; which I am instructed to return forthwith to the House.

Mr. Morris, chairman of the Committee on Petitions, submitted the following report:

The committee, to whom was referred the memorial of Stephen N. Burnett, have had the same under consideration, and have instructed me to report the same back to the House with a recommendation that the prayer of the memorialist be not granted.

The committee therefore ask to be discharged from further consideration of the subject.

(signed)

THOS. MORRIS,

Chairman.

Mr. Woods, of Morgan, reported a bill to incorporate the city of Madison, to provide for its government, define its powers, and for other purposes therein mentioned.

Mr. Moses, of Muscogee, reported a bill to incorporate the Columbus Manufacturing Co.

Mr. Gross, of Screven, reported a bill to authorize the Inferior Court of Screven county to retain the State tax of said county for 1866, for the purpose of rebuilding a Court House.

Mr. Stewart, of Spalding, reported a bill to change the county line between Spalding and Pike, so as to include the farm of John H. Aikin in Spalding county.

Mr. Glenn, of Whitfield, reported a bill to authorize the auditor of the W and A. R. Road to audit the claims of all parties for timber taken for cross-ties, or to build bridges, houses or cars for said Road, and for which no payment has been made to the parties, and provide for the same.

The House took up the report of the committee on the Senate bill to repeal an act entitled an act to amend the charter of the Macon and Western R. Road, assented to Dec. 14th, 1863.

Also an act to amend an act to amend the charter of the Macon and Western Rail Road Co., assented to Dec. 14th, 1863, assented to March 19th, 1864.

The report of the committee was agreed to, the bill was read the third time and passed.

The Senate bill to repeal an act to change the 2nd section of an act entitled an act to alter the road laws of this State, approved 19th Dec., 1818, so as to extend and define the ages to which persons shall be liable to work upon the public roads, was read the third time and lost.

The House took up the report of the committee on the Senate bill to amend and add to the 3985 section of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to amend the charter of the town of Athens.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the petition of Stephen N. Burnett, for relief, &c.

The report of the committee was agreed to, and the relief prayed for refused.

Mr. Stewart, from the Committee on Manufactures submitted the following report :

The committee have had under consideration a bill to incorporate the Georgia Manufacturing and Paper Mill Company, for which they offer a substitute, and recommend that the substitute do pass.

The committee also had under consideration a bill to incorporate the Dawson Manufacturing Co., to which they offer amendments, and recommend that said bill, with the amendments, do pass.

The committee also had under consideration a bill to incorporate the Vulcan Iron and Coal Company, and for other purposes, to which they offer amendments, to be inserted before the repealing clause, and with said amendments they recommend that said bill do pass.

Also a bill to incorporate the Atlanta Canal and Water Works Co., to which they offer amendments, and then recommend that it do pass.

Also a bill to be entitled an act to incorporate the Georgia and Alabama Petroleum and Mining Co. The committee recommend that this bill do pass.

Respectfully,

J. D. STEWART,
Chairman of Committee.

The House took up the report of the Committee on the bill to compel Rail Road, Steam Boat and Express Companies to furnish parties receipts for articles delivered, and prescribe the penalty for refusal.

The report was agreed to, the bill was read the third time and passed.

The bill to authorize the county of Cherokee to retain the State tax for the present year for the purpose of rebuilding their Court House and Jail, and to extend this privilege to all other counties similarly situated, was withdrawn.

The House took up the report of the committee on the bill supplementary to and explanatory of the 2462nd section of the Code of Georgia, relative to the administration of unrepresented estates, for which the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of certain Physicians in this State.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to exempt from road and jury duty Professors of Colleges, and teachers of public and county schools in this State.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to add an additional clause to the 1540th section of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The bill making provision for a division in kind of lands belonging to estates of deceased persons, and lying in several counties, and to protect the rights of minor distributees in the same, was referred to the committee on the Judiciary.

A bill to amend section 349 of the Code of Georgia was indefinitely postponed.

Also a bill to prevent the settlement of free persons of color from other States, and from districts, territories and counties in this State.

The bill to allow fiduciaries to employ hired labor, and to ratify contracts heretofore made by them, was referred to the committee on the Judiciary.

Also a bill to authorize the Judges of the Superior Courts of this State to designate the place of holding their Courts in those counties in which the Court Houses have been destroyed, until the re-building of the same.

The House went into committee of the whole (Mr. DuBose in the chair) on the bill to appropriate money to repair and wind up the State House clock, and having spent some time therein, the committee arose and reported the same back to the House with amendments.

The report was agreed to, the bill was read the third time and passed.

The following bills were read the third time and lost, to-wit:

A bill to provide for rebuilding the Court House and Jail in the county of Bartow, and for raising money to pay for the same, and for other purposes.

Also a bill to prohibit the distillation of corn in this State without license, and to regulate the granting of such license.

The House took up the report of the committee on the bill to levy and collect a tax for the political year 1866, and for other purposes, for which the committee had reported a substitute.

On motion of Mr. Adams, the consideration of the bill

was postponed, and made the special order for Saturday next, and 200 copies of the substitute ordered printed for the use of the House.

The bill to transfer and vest the management of the W. & A. R. Road in a commissioner, was laid on the table for the present.

The bill for the relief of certain civil officers in this State was withdrawn.

Also a bill to exempt the citizens of Liberty and McIntosh counties from the payment of State taxes for the year 1866.

On motion, the House, took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled.

The House took up the report of the committee on the bill to alter and amend the charter of the city of Columbus.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the times of holding the terms of the Superior Courts of Muscogee county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend an act entitled an act to extend and define the corporate limits of the town of Newnan, in the county of Coweta, to provide for the election of intendant and commissioners for the same, to define their powers, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend the several acts incorporating the city of Atlanta, in Fulton county, for which the committee had reported a substitute.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Atlanta Canal and Water Works.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the North-Western Mining Co.

Mr. Dodson moved to amend the report by adding an additional section, and by adding after the word "stock" in the 7th section the words "yet unpaid respectively." Also

strike out "two hundred thousand" and insert "fifty thousand," which amendments were agreed to.

Mr. Kibbee moved to amend as follows:

Be it further enacted, That said corporation shall not commence business until ten per cent. of the capital stock in money or property be paid in.

Which was agreed to.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Georgia Manufacturing and Paper Mill Company, for which the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Dawson Manufacturing Co.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Georgia and Alabama Petroleum Mining Co.

Mr. Alams moved to amend the report by striking out "fifty years" and insert "thirty years," which was agreed to.

The report as amended was then agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Vulcan Iron and Coal Mining Company.

The report of the committee was agreed to, the bill was read the third time and passed.

Leave of absence was granted to Mr. McCullough, of Jones, for a few days on account of sickness in his family.

The bill to establish a common school system, and provide a mode for raising money to support the same, was read the second time, and referred to the committee on Public Education, and 200 copies ordered to be printed for the use of the House.

On motion of Mr. Dorsey, the House adjourned until 9 o'clock to-morrow morning.

THURSDAY, FEBRUARY 15TH, 1866. }
9 o'clock, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Brown, of Houston, moved a reconsideration of so much of the Journal of yesterday as relates to the indefi-

nite postponement of the bill to amend section 349, of the Code of Georgia, which motion prevailed, and said bill was taken up and passed.

The House took up the report of the committee on the bill to authorize the Superior and Inferior Courts of the several counties in this State, to fill all vacancies of Trustees, occurring in private companies, for which the committee had reported a substitute.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to declare Olivia Kate Wallace, of the county of Morgan, the adopted child of Stephen B. Jones, late of said county, deceased, so as to enable her to take and receive any property or legacy to which she may be entitled, by his last will and testament.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to make it penal for any officer, agent, or other employee, of any Rail Road company in this State, to charge for transporting freights or passengers, above the rates allowed by their several charters.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the amount of the Sheriff's bond of Clay county.

Mr. Brock moved to amend by adding Haralson county, which was agreed to.

Mr. Johnston, of Pierce, moved to amend by adding Pierce county, which was agreed to.

Mr. Williams, of Dooly, moved to amend by adding Dooly county, which was agreed to.

Mr. Burch, of Towns, moved to amend by adding Towns county, which was agreed to.

Mr. Mizell moved to amend by adding Charlton county, which was agreed to.

Mr. Byington, of Clayton, moved to amend by adding "and all other counties in this State".

Mr. Cabaniss moved the indefinite postponement of the bill.

The previous question was called and sustained, the motion to indefinitely postpone, prevailed.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

Mr. Speaker :—The Senate has passed the following bill, to-wit :

A bill to amend the 3,856 section of the Code.

The Senate have passed the following bills of the House of Representatives, to-wit :

A bill to alter and amend paragraph 1232, of chapter second of the revised Code.

A bill to amend an act incorporating the town of Weston, Webster county, passed March 6th, 1856.

A bill to reduce the bonds of the Sheriff of Forsyth county.

A bill to provide for the election of a town council for the town of Ringgold, in Catoosa county, in certain cases.

A bill to allow the Justices of the Inferior Court of the county of Heard, to levy and collect a tax for certain purposes.

A bill to authorize Artemesia A. E. Jones, wife of James M. Jones, of Bibb county, to receive any property she is, or may hereafter be entitled to, by inheritance or otherwise, where the same is not limited over, in the same manner as though she were a *feme sole*.

A bill to legalize the acts of John C. Wells, and all other persons in this State, acting as Ordinaries under commission from His Excellency, James Johnson, Provisional Governor.

A bill to change the time of holding the Court of Ordinary in this State.

The Senate have receded from its second amendment to the first section of the bill of the House of Representatives, to fix the times of holding the Supreme Court of this State.

The following bill of the House of Representatives, has been rejected by the Senate, to-wit :

A bill to repeal the 1988th paragraph, of article 3rd, section 2nd, of the revised Code.

The Senate has agreed to a joint resolution, authorizing the purchase of books for the offices of the State Treasurer and the Comptroller General, to which they ask the concurrence of the House of Representatives.

Mr. Ridley, from the committee on the Lunatic Asylum, submitted the following majority report, and Mr. Hand the following minority report. 200 copies of each, were ordered to be printed for the use of the House :

REPORT OF COMMITTEE ON LUNATIC ASYLUM.

The Committee upon whom devolved the duty of enquiring and examining into the present condition and management of, as well as the wants and requirements, of the Lu-

natic Asylum, have had the same under consideration and inspection, and beg leave to submit the following

REPORT :

No class of human beings have stronger claims upon the philanthropy of the representatives of the people, or their species generally, than those in whom reason has been dethroned, and chaos, dark and wild, riots in its stead ; where the mind is perpetually haunted by hideous forms, and agitated by conflicting passions, which the unhappy victim can neither understand nor dispel. Until a comparatively recent period, the insane were considered as lost to themselves, and the world, and our duty and obligations to them were considered discharged when they were removed, as objects of horror and disgust, from our presence ; and by means of chains and bars were prevented from doing injury to themselves or others. Under such circumstances, with only existence, and susceptibility to pain, shut out from all the pleasures of social intercourse, and often denied even the common charities of life ; without an act of sympathy or compassion to quiet their troubled spirits ; removed from all the occupations necessary to health ; surrounded by a vitiated atmosphere ; they lapsed, as might have been expected, into a condition absolutely hopeless ; or found relief from their sufferings in the grave. But the good and wise of later days, zealously alive to the duties of relieving the miseries of mankind, have, in the most satisfactory manner, demonstrated the fact that even for the worst of all human ills, there is not wanting a remedy ; that insanity is clearly a disease, as any other, and under proper circumstances almost as curable. If, instead of being permitted to remain in dungeons, and huts, chained and left half-starved, and poorly clad, to wallow in their own filth, and in many instances treated more like wild beasts than human beings, they are brought into an institution where kindness supplies the place of cruelty ; liberty, of bonds, and indulgence of privations ; where every possible effort is made to soothe rather than excite the troubled spirit ; where cleanliness and order are inculcated, and they are led to find interest in some healthful employment, for both body and mind, what may not be hoped for, not only in procuring a degree of comfort and happiness for those unfortunate subjects of so great a calamity, but in effecting for many, perfect restoration. But the best argument that can be adduced in favor of public institutions, for the insane, is an exhibition of facts. Dr. Wilson, the Superintendent of an institution for the insane in England, testified before a Committee of Parliament, that nine out of ten cases recovered, if placed under proper treatment, within three months after the first attack. Dr. Burrows has reported from his own experience, that 221 out of

242, recent cases have recovered. The Superintendent of the far-famed "Retreat" in England, says the result of his experience is, that in recent cases, properly managed, the recoveries are equal to nine to one. Equally favorable results have attended the modern mode of treatment in the public institutions of France and Germany, and it must be not a little gratifying to the patriots and philanthropists of our own country, that our own public Asylums have been quite as successful; and that they are enjoying a reputation, as curative institutions, equal to those of any other country. The reports of the different Asylums in the United States, show an average of permanent recoveries of from 20 to 90 per cent., proportioned to the duration of the insanity, before the patients were sent to the institution; so likewise in our own Georgia Lunatic Asylum, that proud monument to the humanity, liberality, and goodness, of the Empire State of the South, from the report of its able and efficient Superintendent, Dr. T. F. Green, the recoveries have been for the last twenty years, ninety-five per cent of the recent cases; that is: ninety-five per cent of those who had been attacked for one year previous to their reception into the Asylum.

But the benefits which result from these institutions do not end with the cures which are effected. The improvements which take place in the incurable, and idiotic, is but little less striking. In illustration of which the committee beg leave to extract the following from the report of the celebrated Worcester Asylum: "The reputation of Hospitals for the insane depends very much upon the number of their cures, but it often requires much more effort and even greater skill to improve an old case, that has been considered hopeless, that has been abandoned to chains and dungeons, exposed to the cruelties of cold and hunger, and every abuse that can degrade or render desperate. To gain the confidence of such an individual, awaken his self respect, and bring him to feel that he is a human being, worthy of the sympathy, respect, and confidence of those around him, is a work of more difficulty than the cure of a recent case. This is the merit we aspire to. We have had the satisfaction to witness the most favorable changes in all the habits and feelings of this unhappy class of patients, whose minds will never become free from the illusions of insanity, established by time and rendered permanent by habit and ill usage. We have seen the desperate, furious, and exasperated maniac, who, for years, had been the tenant of a cold and dreary cell, naked and filthy, devouring his food like a wild beast, sit at the table calm and self-possessed, with his knife and fork, taking his meals with order and sobriety, clad in a decent apparel, retiring to his bed at night with composure, uniting in religious exercises, participating in amusements,

and joining in labor with cheerfulness and evident pleasure." The committee would be much pleased to quote the minute details of some of the great number of highly interesting cases, recorded in the reports of different institutions, strongly illustrating the value of public Asylums, under proper management, and the incalculable advantages of the modern mode of treatment. But the limits prescribed to this report necessarily precludes the possibility of doing so. Many of our sister States have made very liberal appropriations in furtherance of this most praiseworthy object, and whilst it is true that our fiscal affairs are in a sadly deranged and embarrassed condition, and we are wholly unprepared to give such aid to it, as under other circumstances, would doubtless be desired by every one, we surely will not be obliged to withhold from an object so worthy, such appropriations as are absolutely necessary for the comfort and support of our own Asylum. What Representative of the people of a mighty State who would hesitate to lend his aid, and influence, toward the accomplishment of a design fraught with so much of high and holy satisfaction? What earthly end, when obtained, could furnish such pleasure, as the restoring to the bosom of his family, with the capacity to furnish aid, comfort, and happiness to them, an individual who was once their stay and support, their pride and joy, who had in an unexpected moment become the victim of insanity, a sad blight spread over their earthly prospects, and in utter hopelessness of his restoration, all their cherished hopes of happiness in this world were crushed, but through the blessing of an all-wise Providence, and the benign influence of an institution specially adapted to his condition, he is perfectly restored; and in cases where this happy consummation cannot be reached, the obtaining for the unfortunate sufferer a degree of comfort and pleasure in life which can never be arrived at under other circumstances, is an end most ardently to be desired, and if nothing beyond that can ever be attained, the object would strongly commend itself to all the better feelings of our nature.

This subject is full of interest to every citizen of the State. It comes home to the feelings of every individual. It cannot be known upon whom this sad calamity, this blighting curse may fall. No man has a warrant of exemption for himself, or for those who are near and dear to him, and who are necessary to his happiness. If insanity sometime comes, as the curse of evil deeds, to chastise the wicked, it spares not the virtuous and the good. If at times it be the consequence of unrestrained licentiousness, or the excessive indulgence of evil propensities, it often arises from the acuteness of those very feelings, and the strength of those very affections, when in subjection to reason, so highly adorn and so strikingly elevate the human character.

Without pursuing this train of thought farther, we come to the direct business of the Committee.

In the first place they take great pleasure in testifying to the fact corroborative of the attestation of past years—of the thorough and complete qualification of the efficient Superintendent, Dr. Green. With an experience of many years devoted to this speciality—to the stores of which have been added knowledge and facilities gathered from observation and enquiry into the most famous of similar Institutions in this country, and also, of the British Provinces—he brings to bear upon the interest and well being of our State Institution, a mind well stored in a knowledge of mental disorders, and a heart whose impulses all are towards the improvement and restoration of his unfortunate charge.

In this connection, and as an evidence of the Doctor's peculiar fitness and qualifications for this important, but by no means desirable position, your Committee were struck with this fact, which was patent to our observation in our rounds among the inmates—that while reason was dethroned and the intellect in some instances entirely gone, and in all cases more or less clouded, still they were respectful, kind and obedient to the Doctor. A word, or in some instances even a motion of the hand, was sufficient to correct some little irregularity, which the vigilant eye of the Superintendent seems ever ready to catch and correct. As the natural result of this efficiency, and the peculiar adaptation of the Doctor's mind and heart for this most responsible position, your Committee were struck with the marked cleanliness, order, supervision, management, and general arrangement of the entire Institution. Your Committee will not particularize, or go into detail, where they found so much to commend. Evidences of the administrative talent of the Superintendent were conspicuous in all the Departments of the Institution. But while this is the case, and our testimony attest the fact of the general good and efficient workings and management of the Institution, yet your Committee's attention was also called to the fact that the finger of decay had put its impress upon some of the works, which will require an appropriation to remedy.

What of money appropriations asked for by the Superintendent, of the General Assembly, your Committee believe is absolutely required, even to keep the Institution up to its former standard.

Repairs are absolutely demanded, and by attention to them at an early day, the comfort and convenience of the inmates will not only be consulted and administered to, but

in an economical point of view commends itself to the consideration of the General Assembly.

A new question and one too of vital importance commends itself to the attention of your Committee. War, and as one of its results, has superinduced upon us, as a people, the necessity to submit to such terms, and to such impositions as our conquerors may see fit to fasten upon us. One among, if not the most important, innovations upon our long established rights—(a right, too, which had its origin and descended to us from the very same quarter which has divested us of that right,)—is the present condition of the negro. His status is changed—as a slave he was entitled to and received the protection and care of his owner—emancipated, he is thrown upon his own resources, and by the act of freedom is allowed to follow the dictates of a nature at variance with all the laws of decorum and good behavior. The inevitable result of this unbridled lust must eventuate in the ruin of the negro corporally and mentally. Idleness, with its long train of evils, will sap the sandy foundations of the intellect of the negro, and we may necessarily expect to see insanity in the negro much more common under this new dispensation than it was under the old and better code. In view then of this new order of things, suitable quarters, distinct and separate from the main building, are absolutely, and by legal enactment, required. Your Committee recommend, in addition to the appropriation asked for by the Superintendent, that an appropriation of \$20,000 be made, and the Superintendent be required to construct such building or buildings, as, in his judgment, the circumstances of the case may require.

Your Committee in conclusion feel it to be their duty as an act of justice to the meritorious conduct, the faithful management, the skill, and the administrative talent of the Superintendent, Dr. Green, that he be further compensated for his good works. Acting upon the principle that the laborer is worthy of his hire, your Committee, in view of Dr. Green's talent, assiduous attention, watchful care by day and by night, coupled with the fact the best years of his life were or have been devoted to the cause of the Institution, and now that the "sear and yellow leaf" is upon him, feel that additional compensation is but a simple act of justice.

Your Committee recommend that the salary of Dr. Green, now \$2,500, be increased to \$3,500. This is not asked for by Dr. Green, nor is it made even with his knowledge.

All of which is respectfully submitted.

S. OVERSTREET,
HENRY R. CASEY,
GEO. S. OWENS,
CHAS. H. SMITH,
L. H. KENAN,
JNO. A. CRAWFORD,
F. E. MANSON,
T. L. WILCOX,
Senate Committee.

R. A. T. RIDLEY,
T. J. SMITH,
J. C. SIMS,
JAS. P. PHILLIPS,
L. B. ALEXANDER,
E. F. STARR,
J. D. GUNNELS,
N. F. HOWARD,
L. C. SALE,
M. S. DURHAM,
L. P. DOZIER,
W. WOODS,
J. W. JOHNSTON.
House Committee.

MINORITY REPORT OF COMMITTEE ON THE LUNATIC ASYLUM.

Your committee, to whom the report of the Trustees and Superintendent of the Lunatic Asylum, was referred, have had the same under consideration, and disagree as to the recommendations to be made thereon. After careful examination of the whole report, your committee have been able to glean but very few facts as to the true condition of said Institution. The report makes no exhibit of the number of pauper inmates, nor of the number of pay inmates, nor of the partial pay if there be any; neither does it make any statement as to the amount charged for taking care of any pay inmate. All of which are matters of some interest. Your committee has not been furnished with any tabular view of the dates of reception, discharge or death, of any of the inmates. Finally, the report contains no statement of the number of employees about the Institution, or the salaries received, or the duties performed by them. The Superintendent however, kindly proposed to furnish any additional information asked for. By questioning one of the Trustees, Mr. Boughton, and the Superintendent, your committee has gleaned the following additional statements: That there are now two hundred and thirty-three pauper inmates, and only forty-two pay patients. But the certifi-

cates of pauperism were not exhibited in confirmation of the statement. It is made the duty of any Court, convicting a person of any malady requiring him to be committed to said Asylum, to certify that said person is a pauper, if he is a pauper.

Further information has been elicited, by application to the above mentioned officers of the Institution, in relation to its sub-officers and attendants, and their salaries, which your committee begs leave to lay before you. The following is a statement addressed to one of your committee; by the Superintendent, in reply to interrogatories addressed to him :

1st, sub-officer—Assistant Physician—Salary,	\$1,250 00
2nd, “ Apothecary, “	500 00
4th, “ Steward, “	700 00
5th, “ As's't Steward, “	600 00
6th, “ Matron, “	700 00
7th, “ Treasurer, “	200 00

Total salary of sub-officers, . . . \$3.950 00

The following is a statement of other employees of the Institution :

1st Man who looks after stock, attends to feeding—receiving supplies, &c.,—Salary,	\$ 600 00
5 able bodied wood cutters, (150) each,	750 00
5 Wagoners, at \$150. each,	750 00
1 Engineer and Machinist,	“ 1.250 00
2 Firemen,	“ 550 00
4 persons in kitchen, 1 male, 3 female,	“ 600 00
5 females in washing and ironing dep't,	“ 600 00
1 gardener and farmer,	“ 500 00
2 other hands in garden,	“ 160 00
1 Man for Dumb waiters,	“ 80 00
1 Man to make fires in public room, office, &c,	“ 84 00
8 male attendants, including 2 night watch, at \$365. each,	2.920 00
2 do, at \$300. each,	600 00
8 Assistants in the halls, at \$150. each,	1.200 00
2 others at \$100 each,	200 00
7 Female attendants including night watch, at \$200 each,	1.400 00
6 assistants, at \$100 each,	600 00

Total Salary of sub-officers and attendants, \$16.794 00

It is the opinion of your committee that the number of persons employed at the Institution is greater than necessary. The first that is thought to be unnecessary is the

Apothecary, as there are two Physicians and only two hundred and seventy-five persons in the Asylum. Next, there are five wood-cutters—two of these are supposed to be sufficient. There are also five wagoners—two of these with two teams are supposed to be enough to do all the hauling connected with the Institution.

Again, there are five females employed in the washing and ironing department, which is certainly a large number.

There are reported to be thirty-three attendants in the halls, of which it is the opinion of your committee that thirteen could be dispensed with, without affecting the efficiency or safety of the Institution. A summary of the reduction mentioned may be thus stated :

Apothecary—Salary,	\$ 500 00
3 Woodcutters, “	450 00
3 Wagoners, “	450 00
13 Attendants in halls at an average salary of, \$298,	3,874 00

Total amount saved by the proposed reduction of Employees,	\$5,274 00
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After deliberate investigation of the subject of support, for the two hundred and thirty-three pauper inmates of the Asylum, (as stated before the certificates of pauperism, have not been exhibited,) but admitting that statement to be correct, your committee is of the opinion that the appropriation asked for on support account, which is \$50,000 00 dollars, is much larger than is necessary. By reference to the acts of the General Assembly in 1851-2, page 254 :

Appropriation for support purposes and repairs stated to be	\$ 2,480 00
In 1852-3, the whole appropriation for building, purchase of servants and certain lands did not exceed	50,000 00
In 1855-6 Appropriation limited to,	50,000 00
In 1857 appropriation, salary Superintendent,	1,800 00
In 1857 Trustees, servants hire, &c.,	10,000 00
Support for 1858,	15,000 00
In 1858 appropriated,	15,000 00
In 1859 “ same sum,	15,000 00
In 1860, App. for support,	15,000 00
and for all other contingencies,	10,000 00
The appropriation for 1863 was for all purposes only	50,000 00

Every one remembers the depreciation of the currency and the almost fabulous prices that were paid for every species of supplies.

These appropriations are referred to only for the purpose of entertaining a comparative view of the sums appropriated

ted heretofore, and that which is asked for now. To show the correctness of the proposition heretofore advanced, that the sum asked for is larger than is necessary, your attention is called to the following estimate of the cost, of supporting an inmate, for twelve months.

The following is regarded as ample support for one person :

Bacon—122 lbs, cost,	\$ 26 84
Meal—10 bushels, “	15 00
Flour—50 lbs., “	4 00
Rice—20 “ “	4 00
Sugar—25 “ “	6 00
Coffee—20 “ “	6 80
<hr/>	
Total prices current,	\$62 64
Comfortable clothing and a reasonable addition to the present supply of bedding, will not exceed	\$ 50 00
<hr/>	
Total cost of support 1 year,	\$112 64

Now to get at the aggregate cost of supporting the 233 pauper inmates, alledged to be at the Asylum, it is only necessary to multiply the cost of support for one which is \$112.64 by 233, and you have the whole sum required for support, \$26,245 12. This is believed by your committee to be a sufficient sum to purchase every article of supply necessary to the comfort and welfare of those unfortunate creatures, that is not supplied by garden, stock, &c, produced on the premises. But to make ample allowance for other persons that may be fed at the Institution, let the sum be stated at \$30,000 00.

The change that has occurred in the status of the negro, renders it necessary that the State should take immediate steps to provide for the most unfortunate class of that unfortunate race. It would be a work of superogation, to offer an argument, in proof of the noble charity of such an Institution, or to quote from the record of similar institutions; it has a record of its own, in the memory and affections of thousands; and it should by all means be sustained. And it will be sustained if it is judiciously managed, but otherwise, if extravagant and reckless legislation are pursued in relation to it, it will fall through and defeat the praiseworthy object for which it was established. There are marks of decay about the building, which should be erased, by suitable repairs.

In view of all the foregoing facts your committee recommend that there be appropriated on support ac-

count, \$30,000 00

For Salaries of Trustees, Treasurer and sub-officers, Assistant Physician excepted, ..	10.000 00
For finishing one of the old brick buildings for the reception of negro patients, ..	10.000 00
Salary of Superintendent,	2.500 00
“ Assistant Physician,	1.250 00
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Total appropriation,	\$53.750 00

Your committee further recommend that the Trustees and Superintendent in their annual report be required to embrace the following items :

Total amount of each article of provisions consumed, aggregate costs ; cost of Drugs ; stimulants ; brandy and wine ; cost of clothing and bedding. Number of persons received, discharged, and died—dates of reception, death and discharge. Male and female paupers and pay patients ; also, partial pay.

All of which is respectfully submitted,

J. H. HAND,	} Committee.
J. H. PICKETT,	
T. S. HUMPHREYS,	

Mr. Render, chairman of the Enrolling committee, reported as duly enrolled and ready for the signatures of the Speaker of the House of Representatives and President of the Senate, the following acts, to-wit :

An act to alter the 2nd and 3rd Congressional districts, so far as relates to the county of Schley.

Also, an act for the relief of the Muscogee Building and Loan Association, and the Columbus Building and Loan Association.

Also, an act to alter and amend sections 4596 and 4597, of the Code of Georgia.

Also, an act for the relief of all persons who were bona fide soldiers of the army of the late Confederate States, for acts done or committed under an order or orders, from any officer of the same ; also, to relieve officers for any act done under orders from a Superior officer.

Also, an act to allow Attorneys and Solicitors of this State, to argue their causes in the Supreme Court of Georgia, by written argument, and for other purposes.

Also, an act to punish persons for inducing or attempting to induce, laborers of this State, to forfeit their contracts, and to abandon the interests of their employers.

Also, an act to make the owners and possessors of mischievous dogs, or persons having charge of the same, liable for damages, and for other purposes.

Also, an act to authorize the Inferior Court of the county of Lumpkin, to levy an extra tax for the purpose of build-

ing a jail, upon the recommendation of the Grand Jury of said county.

Also, a preamble and resolutions requesting the Secretary of the Treasury of the United States, to suspend the collection of the internal revenue tax, in Georgia, and requesting Congress to allow this State to assume and collect the same.

Mr. Jones, J. J., Chairman *pro tem* of the Judiciary committee submits the following report :

Mr. Speaker :—The committee on the Judiciary have had the following bills under consideration, and report as follows :

A bill to be entitled an act to bar by statute of limitation on executions, after being open, and of full force, a certain number of years, herein mentioned, and for other purposes. Recommend this bill do not pass.

Also, a bill to be entitled an act to add an additional section to paragraph 3621, part 3rd, title 7th, of the penal Code. Recommend this bill do not pass.

Also, a bill to be entitled an act to amend the 1670th section of the Code of Georgia, in reference to divorces. A majority of the committee recommend this bill do not pass.

Also, a bill to be entitled an act to prevent fire hunting and to punish offenders. Recommend this bill do not pass.

Also, a bill to be entitled an act to incorporate the United Hydraulic cotton press company of Savannah, Georgia, for the purpose of establishing, in the city of Savannah, in the State of Georgia, for the purpose and business of compressing and storing cotton and wharfage, in said city, and for other purposes therein named. Recommend this bill do not pass.

Also, a bill to be entitled an act to change the amount of Sheriff's bond of Clay county. Recommend this bill do not pass.

Also, a bill to be entitled an act to encourage the arrest and conviction of horse thieves. Recommend this bill do not pass.

Also, a bill to be entitled an act for the relief of Asa C. Zachery, of Morgan county. Recommend this bill do not pass.

Also, a bill to be entitled an act to authorize the several Ordinaries of this State, to administer oaths, and to receive compensation therefor. Recommend this bill do pass.

Also, a bill to be entitled an act requiring costs to be paid in advance, in certain cases. Recommend this bill do pass.

Also, a bill to be entitled an act to repeal paragraph 183 of title 4th, chapter 1st. of the Code of Georgia. Recommend this bill do pass.

Also, a bill to be entitled an act, to make it penal for any officer, agent, or other employee, of any Rail Road company in this State, to charge for transporting freights or passengers, above the rates allowed by their several charters. Recommend this bill do pass.

Also, a bill to be entitled an act for the relief of the estate of Hiram Hussey, deceased, of Merriwether county. Recommend this bill do not pass.

Also, a bill to be entitled an act to alter and amend section 1307, of article 3rd, of the Code of Georgia. Recommend this bill do not pass.

JOHN J. JONES,
Chairman *pro tem*.

Mr. Brock, from the committee on new counties and county lines, submitted the following report :

Mr. Speaker :—The committee on new counties and county lines, to whom was referred the following bills, make the following report, to-wit :

A bill to be entitled an act to change the county line between the counties of Lee and Terrell. The committee report a substitute, which they recommend do pass, in lieu of the original bill.

Also, a bill to be entitled an act to change, define, and make permanent, the county line between the counties of Irwin and Wilcox, which they recommend do pass.

Also, a bill to change the line between the counties of Dooly and Pulaski, which they recommend do pass.

Also, a bill to be entitled an act to change the line between the counties of Wilcox and Pulaski, which they recommend do not pass.

(Signed,)

W. BROCK,
Chairman *pro tem*.

Mr. Render, Chairman of the Enrolling committee, reported as duly enrolled, and ready for the signatures of the Speaker of the House of Representatives; and President of the Senate, the following act, to-wit :

An act to fix the salaries of the Judges, and certain other officers of the State of Georgia.

Mr. Adams, Chairman of the committee on Finance, submitted the following report :

Mr. Speaker :—The Committee on Finance, have had under consideration, the following bills, to-wit :

A bill to be entitled an act to relieve the counties of this State, which have been overrun, and devastated, by the Federal armies, from the payment of State tax, for the years 1866 and 1867. Which the committee recommend do not pass.

Also, a bill to be entitled an act to authorize the Inferior Court of the county of Clarke, to levy an extra tax for certain purposes, which they recommend do pass.

Also, a bill to be entitled an act, to make the salary of the Superintendent and Resident Physician, of the Lunatic Asylum, thirty-five hundred dollars. Which they recommend do pass.

F. W. ADAMS.

The bill to bar by the statute of limitations, an execution, after being open, and in full force, a certain number of years, herein mentioned, &c., was withdrawn.

The House took up the report of the committee on the bill to incorporate the Union Hydraulic cotton press company, of Savannah Georgia, for the purpose of establishing, in the city of Savannah, in the State of Georgia, for the purpose and business of compressing and storing cotton and wharfage, in said city, and for other purposes therein named.

On motion, the report was laid on the table for the present.

Also, a bill to amend the 1670th section of the Code of Georgia. in reference to divorces.

The House took up the report of the committee on the bill to prevent fire hunting, and to punish offenders.

The report was agreed to, and the bill lost.

The House took up the report of the committee on the bill to add an additional section to paragraph 3621, part 3rd, title 7th, of the penal Code.

Mr. Stewart, of Spalding, offered the following amendment:

“Be it enacted that before any arresting officer of this State shall be required to arrest a fugitive from another State, the party desiring such arrest from such other State, shall tender the arresting officer reasonable fees for such service”, which was withdrawn.

On motion of Mr. Kibbee, the bill was re-committed to the Judiciary committee.

The bill requiring costs to be paid in advance, in certain cases, was referred to the committee on the Judiciary.

The House took up the report of the committee on the bill for the relief of Asa C. Zachary, of Morgan county.

The report was agreed to, and the bill lost.

The bill for the relief of the estate of Hiram Hussey, of Meriwether county, was withdrawn.

The House took up the report of the committee on the

bill to authorize the several Ordinaries of this State, to administer oaths, and receive compensation therefor.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize certain sales to be made in the counties other than where such sales are now required by law, and where certain kinds of property has been removed out of the State, to authorize the sales of the same, in the State where the same has been removed.

The report was agreed to, the bill was read the third time and passed.

The bill to authorize the Inferior Court of Butts county, to retain the tax of said county, for 1866, for rebuilding at Jackson, the Court-house and jail, and for other purposes, was read the third time and lost.

The bill to encourage the arrest and conviction of horse thieves, was laid on the table for the present.

The House took up the report of the committee on the bill to legalize certain marriages in this State.

Mr. Pottle moved to amend by inserting the following proviso :

“ Provided that such marriages come not within the degrees prohibited by law”, which amendment was lost.

The report of the committee was agreed to, the bill was read the third time and passed.

Mr. Render, from the committee on Enrollment, reported as duly enrolled, and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following resolutions, and acts, to-wit :

An act to amend and add to the 3985th section of the Code of Georgia.

An act to amend the charter of the town of Athens.

An act, to repeal an act, entitled an act to amend the charter of the Macon and Western Rail Road, assented to December 14th, 1863.

Also, an act, to amend an act, to amend the charter of the Macon and Western Rail Road company, assented to December 14th, 1863, assented to March 19th, 1864.

The bill for the relief of Lester Markham, Thos. Hollis, and David Dyer, of the county of Morgan, and for other purposes, was referred to the committee on the Judiciary.

The bill to provide a fund for the payment of certain Executive and Judicial officers, of the State, for the year 1866, was taken up, and on motion, laid on the table for the present.

The House took up the report of the committee on the bill to authorize his Excellency the Governor, to issue bonds of the State, whereby to raise money for the purposes of State and to pay past indebtedness, and pledging the income of the Western and Atlantic Rail Road, for the raising of a sinking fund, and for other purposes, for which the committee had reported a substitute.

On motion of Mr. Adams, the bill was postponed and made the order for Tuesday next, and 200 copies ordered to be printed for the use of the House.

The bill for the protection of passengers on the Rail Roads in this State, and the shippers of merchandise on the same, was laid on the table for the present.

The bill to increase the fees of the Clerks of the Supreme Court, Ordinaries, Clerks, Sheriffs, and other county officers, was read and referred to the committee on the Judiciary.

Also, a bill to protect land-holders, in their timber, firewood, and the like, and to punish those who cut, use, and destroy the same, without the consent of the owner of the same.

The House took up the report of the committee on the bill to incorporate the Muscogee Insurance and Industrial Association.

The report of the committee was agreed to, the bill was read the third time and passed.

Leave of absence was granted to Mr. Pottle of Warren, Mr. Weaver, of Clay, Mr. Holliday, of Stewart, Mr. Mattox of Elbert, and Mr. Kirby, of Chattooga, for a few days, on special business.

The House resolution allowing M. P. Quillian, to transport brooms of his own manufacture, over the Western and Atlantic Rail Road, by weight, as second class freight, was read and adopted.

On motion, the House adjourned until 9 o'clock to-morrow morning.

FRIDAY, FEBRUARY 16TH, 1866, }
9 O'clock, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Snead of Richmond moved a reconsideration of so much of the Journal of yesterday as relates to the passage of the bill to make it penal for any officer, agent, or other employee of any Rail Road Company in this State to charge for transporting freights or passengers above the rates al-

lowed them by their several charters, which motion was lost.

Mr. Brock of Haralson moved a reconsideration of so much of the Journal of yesterday as relates to the loss of the bill changing the amount of the Sheriff's bond of Clay County.

The previous question was called and sustained, and the motion to reconsider was lost.

Leave of absence was granted to Mr. Green of Cobb. Mr. Colley of Calhoun, Mr. Shaw of Stewart, and Mr. Hall of Talbot, for a few days, on special business.

Mr. Brown, Chairman *pro tem.*, of the Committee on Agriculture & Internal Improvements, submitted the following report:

"The Committee on Agriculture & Internal Improvements have had under consideration the following bills of the Senate:

A bill to be entitled an act to incorporate the town of Smithville, in Lee County, and to confer other powers on the same.

Also, a bill to incorporate the Savannah Steamboat Company, with powers of Insurance, &c.

Also, a bill to be entitled an act to amend the charter of the Dalton & Jacksonville Rail Road Company, and acts passed in relation to the same; and recommend that they do pass.

(signed,)

D. M. BROWN,

Chairman, *pro tem.*

Mr. Stewart, Chairman of the Committee on Manufactures, submitted the following report:

Mr. Speaker:—The Committee had under consideration a bill to incorporate the Grand Bay Manufacturing Company, which they report back with a recommendation that it do pass.

Also, a bill to incorporate the Elijay Mining Company, which they recommend do pass.

Also, a bill to incorporate the Bucks Manufacturing Company, which they recommend do pass.

Also, a bill to amend an act to incorporate the Brunswick Improvement Company, passed 9th February, 1856, and to extend the privilege of the same, which they recommend do pass.

Also, a bill to incorporate the Georgia & Alabama Mining & Manufacturing Company, which bill they propose to amend and then recommend that it do pass.

Also, a bill to incorporate the Chattahoochee Mining Company, to which bill they offer an amendment, and then recommend that it do pass.

Also, a bill to incorporate the New Era Mining & Manufacturing Company, to which bill they offer an amendment and recommend that it do pass.

Also, a bill to amend an act entitled an act to amend an act to improve the navigation of the Great Ogeechee River, so far as the appointment of commissioners is concerned, approved February 7th, 1854, which bill they recommend do not pass.

Also, a bill to incorporate the Union Express Company, to which they propose an amendment, and then recommend that it do pass.

Also, a bill to be entitled an act to incorporate the North Georgia Mining & Manufacturing Company, to which they offer an amendment, and then recommend that the same do pass.

Also, an act to be entitled an act to incorporate the Southern Mining Company, to which they offer an amendment and recommend that the same do pass.

Also, a bill to incorporate the Kenesaw Mining Company, to which bill they offer an amendment, and recommend that the bill do pass.

Also, a bill to be entitled an act to incorporate the Atlanta Mining & Rolling Mill Company, which they recommend do pass.

J. D. STEWART,

Chairman.

Mr. Womble, of Upson, offered a Resolution limiting debate, &c.

Mr. Kibbee of Pulaski reported a Resolution appointing a Committee to examine the State Library.

Also, a bill to amend the 648th section of the Code of Georgia.

Mr. French of Schley reported a Resolution prohibiting the introduction of new matter after Wednesday next.

Mr. Russell of Muscogee reported a bill to incorporate the Columbus Manufacturing Company, and for other purposes.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have passed the following bills, to-wit:

A bill to reduce the bonds of Sheriffs in certain Counties therein named.

A bill to change the terms of the Superior Court of Worth County.

A bill to extend the corporate limits of the city of Rome.

A bill to enlarge the powers of the City Council of Augusta.

A bill to incorporate the Mining, Manufacturing, & Improvement Company.

A bill to allow all persons in this State who were maimed in the late war, and the widows and orphans of such as are dead, to peddle and vend goods, wares, and merchandise, in any County in this State, under certain restrictions therein specified.

A bill to prevent the illegal seizure, detention and removal of property in this State, and to prescribe the punishment for the same.

A bill to carry into effect the 9th clause of section first, article fifth, of the Constitution, in reference to the marriage relation between white persons and persons of African descent.

The Senate have passed the following bills of the House of Representatives, to-wit:

A bill to amend the 3984th and 3985th sections of the Code of Georgia.

A bill to legalize marriages between first cousins which have been contracted since the 11th of December, 1863, with amendments, to which they ask the concurrence of the House.

The Senate have rejected the following bills of the House of Representatives, to-wit:

A bill to authorize the Inferior Court of Pulaski County to levy and collect an extra tax for the years 1866, 1867, and 1868, for the purpose of building a Court House and Jail in said County, upon recommendation of the Grand Jury.

A bill to compensate the Petit Jurors of Wilcox County.

A bill to authorize persons who are unable to work to retail spirituous liquors, and to peddle without paying a license fee.

A bill granting certain privileges therein named to the people living near the Western & Atlantic Rail Road.

The Senate have agreed to a joint Resolution instructing his Excellency the Governor to appoint a commissioner to proceed forthwith to Washington, for the purpose of conferring with the President in relation to the withdrawal of colored troops from this State, which I am directed to transmit forthwith to the House of Representatives, and to solicit their concurrence."

Mr. Baynes of Jasper reported a bill to change the line between the Counties of Jasper and Putnam, so as to include the residences of Callen R. Ezell, Henry W. Roby, and John Cardett, in the County of Jasper.

Mr. Dart of Glynn reported a bill to incorporate the Brunswick & Altamaha Canal Company.

Mr. Brown of Early reported a bill to authorize Joseph J. Kirkland, a disabled Confederate soldier, to peddle in the Counties of Early, Miller, and that portion of Decatur lying on the west side of the Flint river, without paying for a license for the same.

Mr. Peebles of Berrien reported a Resolution looking to an adjournment of the Legislature.

Mr. Morris of Franklin reported a resolution requesting the Comptroller General to furnish certain information, which, on motion was taken up, adopted, and ordered to be sent forthwith to the Senate.

On motion of Mr. Kibbee the Resolution appointing a Committee to examine the State Library was taken up, adopted, and ordered to be sent forthwith to the Senate.

The Committee appointed on the part of the House under said Resolution are Messrs. Kibbee, Dodson, and Mallard.

Mr. Adams of Clarke reported a Resolution restraining the Legislature in entertaining or considering any application of the Banks, except under certain conditions.

On motion said Resolution was taken up and adopted, and ordered to be sent forthwith to the Senate.

Mr. Mitchell, Chairman *pro tem.* of the Enrolling Committee reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, and attest of the Clerk of the same, the following acts, to wit:

An act to amend an act incorporating the town of Weston, Webster County, Georgia, passed March 6th, 1856.

Also, an act to authorize the Justices of the Inferior Court of the County of Heard to levy and collect a tax for certain purposes.

Also, an act to provide for the election of a town council for the town of Ringgold, in Catoosa County, in certain cases.

Also, an act to alter and amend paragraph 1232 of chapter second, of the revised Code of Georgia.

Also, an act to legalize the acts of John C. Wells, and all other persons in this State acting as Ordinaries under commission from his Excellency James Johnson, Provisional Governor.

Also, an act to authorize Artemesia A. E. Jones, wife of James M. Jones, of Bibb County, to receive any property she is or may hereafter be entitled to by inheritance, or otherwise, where the same is not limited over, in the same manner as though she were a *feme sole*.

Also, an act to change the time of holding the Courts of Ordinary of this State.

The House took up the report of the Committee on the bill to repeal a repealing act in relation to the deaf and dumb citizens of this State.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to authorize the corporators of Houston Factory to issue change bills for the space of ten years for the convenience of their business and the community.

Mr. Adams of Clark moved the indefinite postponement of the bill, which motion prevailed.

The House took up the report of the Committee on the bill to abolish the office of Adjutant & Inspector General.

The report of the Committee was disagreed to, the bill was read the third time and passed.

The bill to alter and straighten the line between Newton and Jasper was withdrawn.

The bill to relieve the Counties of this State which have been overrun and devastated by the Federal armies, from the payment of State taxes for the years 1866 and 1867, was read the third time and lost.

The House took up the report of the Committee on the bill to authorize the Inferior Court of Clarke County to levy an extra tax for certain purposes.

Mr. Adams moved a substitute for said bill, which was received.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to change the line between the Counties of Wilcox and Pulaski.

The report of the Committee was agreed to, the bill was read the third time and passed.

The bill to relieve all persons in this State who may have issued shin plasters, and for other purposes, was referred to the Committee on Banks.

The bill to limit the time within which the privileges granted to incorporated Companies during the present session of the General Assembly may be exercised, was referred to the Committee on the Judiciary.

The House took up the report of the Committee on the bill to change the County of Scriven from the first Congressional District to the 5th Congressional District.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to change the line between the Counties of Dooly and Pulaski, so as to include within the limits of the County of Pulaski the residence of John Bembrly, of the County of Dooly.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to revive the Military Code of Georgia, to repeal all acts passed since the adoption of the same, and for other purposes.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to repeal paragraph 183 of title 4, chapter 1st, of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to submit the propriety of abolishing the State Penitentiary to the decision of the voters of this State.

Mr. Dorsey moved to amend the report by striking out the word "May" and insert in lieu thereof the word "October," which motion prevailed.

The report as amended was agreed to, the bill was read the third time and passed.

The bill to abolish the Penitentiary was, on motion, indefinitely postponed.

Also, a bill for the reduction of the members of the General Assembly.

The bill to regulate the printing by County officers was referred to the Committee on the Judiciary.

The bill to alter and amend section 1307 of article 3rd of the Code of Georgia, was referred to the Committee on the Lunatic Asylum.

The House took up the report of the Committee on the bill to change the time of holding the Superior Court of Lee County.

The report was agreed to, the bill was read the third time and passed.

The bill to incorporate the Gate City Insurance & Banking Company of the city of Atlanta, was referred to the Committee on Banks.

The bill to make the salary of the Superintendent and Resident Physician of the Lunatic Asylum thirty-five hundred dollars was laid on the table for the present.

On motion of Mr. J. J. Jones the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled.

The House took up the report of the Committee on the Senate bill to incorporate the Georgia & Alabama Mining & Manufacturing Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the Senate bill to change the County line between the Counties of Lee and Terrell, to add a portion of the County of Lee to the County of Terrell, and for other purposes, for which the Committee had reported a substitute.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the Senate bill to change, define, and make permanent the County line between Irwin and Wilcox Counties.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill incorporating the Chattahoochee Mining Company.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the Senate bill to incorporate the North-Georgia Mining & Manufacturing Company.

The report of the Committee was agreed to, the bill was read third time and passed.

The House took up the report of the Committee on the Senate bill to incorporate the Kennesaw Mining Company of Georgia.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the Senate bill to amend an act to incorporate the town of Smithville, in Lee County, and to confer other powers on the same.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to incorporate the New Era Mining & Manufacturing Company.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to incorporate the Elijah Mining Company of Georgia.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to incorporate the Atlanta Mining & Rolling Mill Company.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the

bill to amend an act to incorporate the Brunswick Improvement Company, passed on the 9th February, 1856, and to extend the privileges of the same.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to incorporate the Bucks Manufacturing Company, in the County of Schley.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to incorporate the Southern Mining Company.

The report of the Committee was agreed to, the bill was read third time and passed.

The House took up the report of the Committee on the bill to incorporate the Grand Bay Manufacturing Company, in the County of Berrien.

The report was agreed to, the bill was read the third time and passed.

The following Senate bills were read the second time and referred to the Committee on the Judiciary, to-wit:

A bill to carry into effect the 6th section of the second article of the Constitution of the State, to prescribe the mode by which private corporations may be created by the Courts, and for other purposes.

Also, a bill for the relief of the people of Georgia.

Also, a bill to alter and amend the 4275th section of the 5th division of the Penal Code; also, to alter and amend the 4285th section of the same division.

Also, a bill to exonerate Sheriffs and their deputies, and other collecting officers from liability in certain cases.

Also, a bill to amend the 4792nd and 4793rd sections of the Code of Georgia, and for other purposes.

Also, a bill to require certain persons exempt from Jury duty, to serve as *tales* Jurors, in certain cases,

The following Senate bills were read the second time, and committed for a third reading, to-wit:

A bill to amend an act entitled an act to authorize married women to deposit money in Savings Banks or Institutions now chartered by this State, and for other purposes therein mentioned, assented to December 16th, 1861.

Also, a bill to change and define the times of holding the Superior Courts of the several Counties of the Western Judicial Circuit.

Also, a bill to change the time of holding the Superior Courts in the Counties of Floyd, Polk, Paulding, and Campbell, of Tallapoosa Circuit.

Also, a bill to alter and amend an act to constitute the town of Cuthbert, Randolph County, a city, to provide for the elec-

tion of officers, define the powers of the several officers of said city, as well as said corporation, to extend the limits of Cuthbert, and for other purposes, assented to December 19th, 1859.

Also, a bill to authorize the Inferior Court of Camden County to regulate and prescribe the rates of ferriage in said County, and for other purposes.

Also, a bill for the pardon of John W Martin, now confined in the Penitentiary for the crime of murder.

The following Senate bills were read the 2nd time and referred to the Committee on Manufactures, to-wit:

A bill to incorporate the Blairsville Mining & Manufacturing Company.

Also, a bill to incorporate the Cherokee Mining & Manufacturing Company.

Also, a bill to incorporate the Hansell Manufacturing Company, of Campbell County.

The Senate bill to incorporate the Atlanta Street Rail Road Company, and for other purposes, was read the 2nd time and referred to the Committee on Agriculture & Internal Improvements.

On motion the House adjourned until 9 o'clock to-morrow morning.

SATURDAY, FEBRUARY 17TH, 1863, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment and was opened with prayer by the Chaplain.

Mr. DuBose moved to reconsider so much of the Journal of yesterday as relates to the passage of the bill to submit the propriety of abolishing the State Penitentiary to the decision of the voters of this State, upon which motion the yeas and noes were required to be recorded, and resulted in yeas 48 and noes 83.

Those voting in the affirmative are Messrs:

Alexander,	Dorsey,	Holliday,
Asbury,	Dozier,	Hollis,
Atkinson,	DuBose,	Howard of Lump-
Bennett,	Edge,	kin,
Brown of Houston,	Evans,	Hockenhull,
Byrd,	Frazer,	Jones, J J, of Burke,
Cabaniss,	Gibson,	Kibbee,
Candler,	Gross,	Kirby,
Dart,	Hicks,	Lawson,
Dodson,	Hill,	Maddox of Fulton,

Mallard,	Moses,	Stallings,
McComb,	Oates,	Starr,
McDowell of Pike,	Peeples,	Stewart,
McQueen,	Rumph,	Swearingen,
Morris of Franklin,	Russell of Chatham,	Winningham.
Morrow,	Scandrett,	
Mitchell of Thom-	Shepherd,	
as,	Simms of Bartow,	

Those voting in the negative are Messrs :

Adams,	Johnson of Henry,	Roundtree,
Baynes,	Johnson of Pierce,	Russell of Muscogee,
Benson,	Johnson of Wilcox,	Sharp,
Boyd,	Martin,	Simms of Newton,
Bragg,	McCutchen,	Smith of Clinch,
Brown of Early,	McDowell of Heard,	Smith of Hancock,
Brock,	McLendon,	Speer,
Burch,	McRae,	Stanfield,
Byington,	McWhorter of	Stanton,
Carter,	Greene,	Sumner,
Cloud,	McWhorter of	Swann,
Cook,	Oglethorpe,	Tench,
Davenport,	Mizell,	Thomas,
Dickson of Walker,	Morell,	Umphrey,
Dixon of Macon,	Mitchell of Gwin-	Vason,
Ellington,	nett,	Wall,
Fincannon,	Montgomery,	Watkins,
Ford,	Pickett,	White,
French,	Phillips,	Wicker,
Grogan,	Powell,	Wilburn,
Gunnels,	Quillian,	Willis,
Hand,	Ragsdale,	Williams of Bryan,
Harlan,	Redwine,	Williams of Bulloch,
Hinton,	Rhodes,	Williams of Dooly,
Hodges,	Ridley,	Wilkerson,
Hudson,	Robinson of Lau-	Woods of Floyd.
Humphreys,	rens,	Woods of Morgan.
Hughes of Union,	Robertson,	Woodward,
Johnson of Forsyth,	Rogers,	Womble.

Ayes 48, noes 83.

So the motion did not prevail.

Mr. Moses, chairman of the Judiciary Committee, submits the following report:

Mr. Speaker :—The committee on the Judiciary have had the following bills under consideration, and report as follows:

A bill to be entitled an act to make valid certain acts of the Justices of the Inferior Court of Polk county. , Recommend this bill do pass.

Also a bill to be entitled an act to incorporate the Oostanaula Steamboat Co. with powers of Insurance. Recommend this bill do pass.

Also a bill to be entitled an act to appoint a superintendent of roads and bridges for the county of Wilkes. Recommend this bill do pass.

Also a bill to be entitled an act to vest in lumber dealers a lien upon buildings constructed with the lumber sold by them, and for other purposes. Recommend this bill do not pass.

Also a bill to be entitled an act to authorize the Governor to order elections of county officers in certain cases. Recommend this bill do not pass.

Also a bill to be entitled an act to increase the jurisdiction of Justices Courts in this State. Recommend this bill do not pass.

Also a bill to be entitled an act to amend election laws of this State. Recommend this bill do not pass.

Also a bill to be entitled an act to regulate and protect the mechanic arts of this State, and for other purposes. Recommend this bill do not pass.

Also a bill to be entitled an act to authorize executors, administrators, guardians and trustees to receive in payment the treasury notes of the United States, or of the National Banks, and to invest in United States securities. Recommend this bill do not pass.

Also a bill to be entitled an act to encourage and protect the citizens of this State in raising stock. The committee report a substitute, which they recommend do pass in lieu of the original.

The committee have had under consideration the following Senate bills, to-wit:

A bill to be entitled an act to alter paragraph four thousand and five hundred, and four thousand and six hundred and seven of the Code of Georgia. Recommend this bill do not pass.

Also a bill to be entitled an act to repeal the 2d sec. of an act entitled an act to provide for the payment of officers presiding at the polls on elections hereafter to be held in Taliaferro co., and for other purposes therein mentioned. Recommend this bill do pass.

Also a bill to be entitled an act to repeal the 2635th section of the Code, and to substitute another in lieu thereof. Recommend this bill do pass.

Also a bill to be entitled an act to alter and amend the laws regulating interest in this State, and to establish a conventional rate of interest. A majority of the committee recommend this bill do pass, with the following amendments: by striking out of 2nd section the words "to be

given and received, not to exceed the rate of ten per cent interest per annum," and strike out the third section.

Also a bill to be entitled an act for the relief of Arthur Hutchison, of the county of Campbell, administrator on the estate of Benj. G. Barker, deceased, against a tax fi fa issued by the tax collector of the county of Clinch. The committee recommend this bill do pass, with the following amendments, to-wit: at the end of first section add "provided he shall show that he has paid said taxes in some other county."

Also a resolution requesting the Governor of this State to appoint one or more commissioners to proceed to Washington City, to lay before the President facts connected with the Confederate Cotton Loan in this State, and the wrongs done to our people by persons professing to be Treasury agents, by the illegal seizure of cotton. The committee recommend this resolution pass, with the following amendments, to-wit: amend first section after the word "Governor" the words "if he shall deem it necessary," and strike out after the words commissioners the words "selecting such men as have the confidence of the people of Georgia, and are supposed to have the confidence of the President."

R. J. MOSES.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have passed the following bills, to-wit:

A bill to amend an act to incorporate the Oglethorpe Insurance Co. of Savannah, assented to Nov. 24th, 1863, and for other purposes.

A bill to amend the 1350th section of the Code of Georgia.

A bill amendatory of the law relating to the establishment of lost papers.

The Senate have also passed the following bills of the House of Representatives:

A bill to relieve certain persons therein named from jury duty in the several Courts of this State.

A bill for the relief of Isaac Hardeman, of the county of Jones.

A bill to perfect service against Express Companies.

A bill for the pardon of Terry L. Cox, a convict in the Penitentiary of Georgia, by a unanimous vote.

A bill allowing the redemption of lands forfeited or sold for taxes due the State or any county or city thereof, by paying the taxes of each and the legal rate of interest per annum thereon, together with costs which may have accrued, with amendments, to which they ask the concurrence of the House.

The Senate have concurred in the resolution of the House in relation to the establishment of a mail route from Doctor Town to Ocmulgee ville.

The resolution of the House in reference to citizens of this and other States interfering with freedmen, &c., has been disagreed to by the Senate.

The following message was received from His Excellency, the Governor, by Mr. Williams, his Secretary, to-wit:

Mr. Speaker:—The Governor has approved and signed the following acts, to-wit:

An act to fix the salaries of the Judges and certain other officers of the State of Georgia.

An act to alter and amend sections 4596 and 4597 of the Code of Georgia.

An act to make the owners and possessors of mischievous dogs, or persons having charge of the same, liable for damages, and for other purposes.

An act for the relief of the Muscogee Building and Loan Association, and the Columbus Building and Loan Association.

An act to alter the 2nd and 3rd Congressional Districts, so far as relates to the county of Schley.

An act to provide for the election of a Town Council for the town of Ringgold, in Catoosa county, in certain cases.

An act to legalize the acts of John C. Wells, and all other persons in this State, acting as Ordinaries under commission from His Excellency, James Johnson, Prov. Gov.

An act to authorize the Justices of the Inferior Court of the county of Heard, to levy and collect a tax for certain purposes.

An act to amend an act incorporating the town of Weston, Webster county, Ga., passed March 6th, 1856.

An act to change the time of holding the Courts of Ordinary of this State.

An act to alter and amend paragraph 1232 of chapter 2d of the revised Code of Georgia.

An act for the relief of all persons who were *bona fide* soldiers of the army of the late Confederate States, for acts done or committed under an order or orders from any officer of the same. Also to relieve officers for any act done under orders from a superior officer.

An act to authorize the Inferior Court of the county of Lumpkin, to levy an extra tax for the purpose of building a Jail, upon the recommendation of the Grand Jury of said county.

Also a resolution requesting the Secretary of the Treasury of the United States to suspend the collection of the internal revenue tax in Georgia, and requesting Congress to allow the State to assume and collect the same.

Mr. Mitchell, chairman pro tem of the Enrolling Committee, reported as duly enrolled and ready for the signatures of the Speaker of the House of Representatives and President of the Senate, the following acts, &c., to-wit:

An act to amend the 3934th and 3955th sections of the Code of Georgia.

Also an act to fix the times of holding the Supreme Court of this State, and for other purposes.

Also an act to repeal an act assented to Dec. 10th, 1803, incorporating the town of Elberton, and all acts amendatory thereof, and to reincorporate said town, and to give the Town Council of said town certain powers hereinafter specified.

Leave of absence was granted Mr. Cabiness, of Monroe, Mr. Bragg, of Wilkinson, for a few days, on special business, and to Mr. Hargett, of Harris, and Mr. Robinson, of Appling, on account of sickness.

Mr. Moses, chairman of the Judiciary Committee, submits the following report:

Mr. Speaker :—The committee on the Judiciary have had the following bills under consideration, and report as follows:

A bill to be entitled an act to regulate Court costs in certain cases. Recommend this bill do pass.

Also a bill to be entitled an act to extend the corporate limits of the city of Rome, Ga. Recommend this bill do pass.

Also a bill to be entitled an act to amend section 3478 of the Code of Georgia. Recommend this bill do pass.

Also a bill to be entitled an act to appropriate money to pay D. B. Sandford to bring up the unfinished business of the late Clerk of the Supreme Court, R. E. Martin, deceased. Recommend this bill do pass.

Also a bill to be entitled an act to authorize the Inferior Court of the counties of Camden, Glynn, McIntosh and Liberty to compel the hands subject to road duty, &c. Recommend this bill do pass.

Also a bill to be entitled an act to provide freedmen with certificates of employment, and to punish persons who employ freedmen, knowing them to be in the employ of others. Recommend this bill do not pass.

Also a bill to be entitled an act to amend the 3888th section of the Code of Ga., in regard to the establishment of lost papers. A majority of the committee recommend this bill do not pass.

Also a bill to be entitled an act to define the liabilities of Rail Road and Express Companies in certain cases therein mentioned. Recommend this bill do not pass.

Also a bill to be entitled an act for the relief of John S. Edmondson, of the county of Wilkes, and for other purposes. Recommend this bill do not pass.

Also the following 'Senate bill, to be entitled an act to relieve securities upon bonds for criminal offences committed during the war with the United States, upon certain conditions. The committee recommend this bill do pass.

R. J. MOSES.

On motion of Mr. Glenn, of Whitfield, the House reconsidered so much of the Journal of yesterday as relates to the passage of the bill to incorporate the Kenesaw Mining Company.

The House took up the special order, to-wit: the report of the committee on the bill to levy and collect a tax for the political year 1866, and for other purposes, for which the committee reported a substitute.

Mr. Glenn moved to amend the first section of the substitute by adding after the words "per centage on taxable property," the words "of white persons in this State," which motion was lost.

Mr. Morris, of Franklin, offered a substitute for the 1st section.

Mr. Hughes, of Union, moved to amend said substitute by striking out "one fifth" and inserting "one eighth" in lieu thereof, which was lost.

Mr. Moses moved to amend Mr. Morris' substitute by striking out all after the word "assess," and inserting the words "the sum of three hundred and fifty thousand dollars, exclusive of specific taxes," which was agreed to.

The substitute was then adopted in lieu of the first section, and the same as amended agreed to.

Mr. Glenn moved a substitute for the 1st clause of the second section, which motion was lost.

Mr. Adams moved to amend the 1st clause of the second section by striking out the word "poll" wherever it occurs, which motion prevailed.

Mr. DuBose moved to strike out of said 1st clause all after the words "sixty years," which was lost.

The said 1st clause was agreed to as amended.

Mr. Glenn moved to amend the second clause of said section by striking out the word "ten" and inserting the word "fifty," which motion was lost.

Mr. Martin, of Gwinnett, moved to strike out "ten" and insert "twenty," which motion was lost.

Mr. Moses moved to strike out "ten" and insert "thirty," which motion was lost.

Mr. Rumph offered an additional clause, as follows: "upon every omnibus, the sum of ten dollars, upon every stage or coach used as such, the sum of ten dollars," which amendment was lost.

Mr. Dozier, of Quitman, offered a substitute for the 12th clause, which Mr. Glenn moved to amend by excepting the distiller and manufacturer of this State, which motion was lost.

Mr. Dodson moved to strike out "ten" in said substitute, and insert "twenty," which motion was lost.

Mr. Morris, of Franklin, moved to amend by inserting after the word "rum" the words "wines and other spirituous liquors," which was agreed to.

Mr. Gross, of Scriven, moved to insert "lager beer," which was agreed to.

Mr. Moses moved to amend by adding the words "except native wine."

Mr. Russell, of Muscogee, moved the indefinite postponement of the 12th clause and substitute offered therefor, upon which motion the ayes and noes were required to be recorded, and resulted in ayes 72 and noes 68.

Those who voted in the affirmative are Messrs :

Adams,	Hollis,	Shepherd,
Baynes,	Hodges,	Sims of Bartow,
Benson,	Hudson,	Simms, of Newton,
Boyd,	Humphreys,	Smith of Clinch,
Bragg,	Hughes of Twiggs,	Snead,
Brock,	Hughes of Union,	Stallings,
Burch,	Johnson of Pierce,	Stapleton,
Byington,	Kibbee,	Stanfield,
Cabaniss,	Lawson,	Starr,
Carter,	Maddox of Fulton,	Sumner,
Colley,	Martin,	Swann,
Dickson of Walker,	McCutchen,	Tench,
Dixon of Macon,	McComb,	Thomas,
Dodds,	Mizell,	Tucker,
Dorsey,	Morris of Franklin,	Umphrey,
Durham,	Mitchell of Gwin-	Vason,
DuBose,	nett,	Wall,
Edge,	Oates,	Watkins,
Ellington,	Ragsdale,	Williams of Bulloch,
Fincannon,	Redwine,	Winningham,
Frost,	Robertson,	Woods of Morgan,
Gibson,	Rogers,	Womble.
Grogan,	Russell of Chatham,	
Hand,	Russell of Musco-	
Harden,	gee,	
Hinton,	Sharp,	

Those voting in the negative are Messrs :

Alexander,	Brown of Early,	Cloud,
Asbury,	Brown of Houston,	Cook,
Atkinson,	Byrd,	Dart,
Bennett,	Candler,	Davenport,

Dodson,	Mallard,	Ridley,
Dozier,	McDowell of Heard,	Robinson of Lau-
Evans,	McDowell of Pike,	rens,
Ford,	McLendon,	Roundtree,
Frazer,	McRae,	Rumph,
French,	McWhorter of	Scandrett,
Gross,	Greene,	Shaw,
Harlan,	McWhorter of Ogle-	Smith of Hancock,
Hicks,	thorpe,	Speer,
Hill,	Morell,	Stanton,
Holliday,	Morrow,	Stewart,
Howard of Lump-	Mitchell of Thomas,	White,
kin,	Montgomery,	Wicker,
Hockenhull,	Moses,	Wilburn,
Johnson of Forsyth,	Peeples,	Willis,
Johnson of Henry,	Pickett,	Williams of Bryan,
Johnson of Wilcox,	Phillips,	Williams of Dooly,
Jones, J. J., of	Powell,	Wilkerson,
Burke,	Quillian,	Woods of Floyd,
Kirby,	Rhodes,	Woodward.

Ayes 72, noes 67.

So the motion to indefinitely postpone prevailed.

Pending the consideration of said bill, on motion of Mr. Russell, of Muscogee, the House adjourned until 9 o'clock Monday morning next.

MONDAY, FEBRUARY 19TH, 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain—Mr. Ridley, of Troup, in the chair, the Speaker being absent.

Mr. Hudson, of Harris, moved to reconsider so much of the Journal of Saturday as relates to the action of the House on the bill to levy and collect a tax for the political year 1866, so far as relates to the indefinite postponement of the 12th clause of the 2nd section thereof, which motion prevailed.

Mr. Speaker: Mr. Moses, chairman of the committee on the Judiciary, reports that the committee have under consideration the following bills:

A bill entitled an act to allow parties time to make out writs of *Certiorari*. The committee recommend the passage of the substitute.

Also, a bill entitled an act to add an additional section to the Penal Code, propose as a substitute a bill to amend the

4467th section of the Penal Code, which substitute they recommend do pass.

R. J. MOSES, Chairman.

Mr. McWhorter, chairman of the committee on New Counties and County Lines, submits the following report:

Mr. Speaker: The committee on New Counties and County Lines have had under consideration the following bills, to-wit:

A bill to change the county lines between the counties of Talbot and Meriwether, and I am instructed to return the same with a recommendation that it do not pass.

A bill to change the county lines between the counties of Murray and Gordon, and I am instructed to return the same with a recommendation that it do pass.

R. L. McWHORTER, Chairman.

Leave of absence was granted to Mr. Wicker, of Washington, and Mr. Hinton, of Jackson, for a few days, after Wednesday next, and to Mr. Dozier, of Quitman, and Mr. McQueen, of Thomas, on account of sickness in their families.

Mr. Hardeman, of Bibb, reported a bill to define the liabilities of Vendue Masters in certain cases.

Mr. Candler, of Carroll, reported a bill to incorporate the Carroll Manufacturing Company, and for other purposes.

Mr. McWhorter, of Greene, reported a bill to repeal sections 4423 and 4424, of the Code of Georgia.

Also, a bill to authorize the Inferior Court of Greene county to levy an extra tax for the purpose of building a bridge across the Oconee river, to repair the bridges in said county, and for other purposes.

Mr. Morris, of Franklin, reported a resolution instructing the committee on the Penitentiary, to report the amount of repairs necessary on the Penitentiary.

Mr. Alexander, of Houston, reported a bill to repeal the 1653rd paragraph, of part 2nd, title 2nd, chapter 1st, article 1st, of the Code of Georgia, which prohibits cousins within the fourth degree of consanguinity from marrying.

Mr. Russell, of Muscogee, reported a bill to incorporate the Steam Cotton Mill.

Mr. McRae, of Jackson, reported a resolution for the early adjournment of the Legislature.

Also, a resolution restraining the introduction of new matter after Friday next.

Mr. J. J. Jones, chairman *pro tem* of the Judiciary committee, submits the following report:

Mr. Speaker: The committee on the Judiciary have had

the following bills under consideration, and report as follows :

A bill to be entitled an act to extend the time for the completion of the Coosa and Chattooga River Railroad.— Recommend this bill do pass.

Also, a bill to be entitled an act to remit the taxes of 1864 and 1865, and for other purposes. Recommend this bill do pass.

Also, a bill to be entitled an act to amend part 2nd, title 3rd, chapter 2nd, article 4th, section 3rd, of the Code of Georgia. Recommend this bill do not pass.

Also have had the following Senate bill under consideration : a bill to be entitled an act to authorize the use of the water power on the Reserve at Indian Spring, with the privilege of building saw and grist mills thereon. The committee recommend this bill do pass.

Also, a bill entitled an act to ratify certain contracts of Executors, Administrators, Guardians and Trustees with free persons of color, and to authorize the making contracts for the future, and for other purposes therein mentioned.— The committee report a substitute which they recommend do pass.

JOHN J. JONES, Chairman *pro tem*.

Mr. Moses, reported a resolution in reference to relief of Banking corporations.

Mr. Maddox, of Fulton, reported a resolution looking to an early adjournment.

Mr. McWhorter, of Oglethorpe, reported a bill to incorporate the Little River Mining Company.

Mr. Johnston, of Pierce, reported a bill for the relief of Milley Howard, former wife of Simon P. Howard, of Pierce county, Georgia.

Mr. Sims, of Newton, reported a bill authorizing Ordinaries of this State to issue temporary letters of administration, and only require bond and security for double the amount of the property other than real estate, and to authorize such administrators to sell certain property, when it is made to appear to be the interest of the estate.

On motion the rule was suspended, and the resolution authorizing the Governor to subscribe for a number of Well-born's pamphlet taken up, which after being amended was on motion of Mr. Kirby referred to the committee on Finance.

Mr. Moses moved a suspension of the regular order to take up the resolution for the relief of the Banking corporations, upon which motion the ayes and noes were required to be recorded, and resulted in ayes 37, and noes 101.

Those voting in the affirmative are Messrs :

Asbury,	Humphreys,	Moughon,
Bennett,	Jones, J. J., of	Pickett,
Dart,	Burke,	Phillips,
Dodds,	Kibbee,	Russell, of Chatham,
Dorsey,	Kirby,	Russell of Muscogee,
DuBose,	Lawson,	Smith, of Hancock,
Edge,	Maddox, of Fulton,	Snead,
Gibson,	McDougald,	Starr,
Hill,	Mitchell, of Thom-	Tucker,
Hollis,	as,	
Hockenhull,	Moses,	

Those who voted in the negative are Messrs :

Adams,	Hargett,	Redwine,
Alexander,	Hicks,	Rhodes,
Baynes,	Hinton,	Ridley,
Benson,	Holliday,	Robinson, of Lau-
Boyd,	Howard, of Lump-	rens,
Brown, of Early,	kin,	Robertson,
Brown, of Houston,	Hodges,	Robson,
Brock,	Hudson,	Rogers,
Bush,	Hughes, of Twiggs,	Rumph,
Burch,	Hughes, of Union,	Sale,
Byrd,	Johnson, of Forsyth,	Scandrett,
Byington,	Johnson, of Henry,	Sharp,
Candler,	Johnson, of Wilcox,	Shaw,
Carter,	Mallard,	Shepard,
Cloud,	Martin,	Sims, of Bartow,
Cook,	McCutchen,	Simms, of Newton,
Colley,	McDowell, of Heard,	Smith, of Clinch,
Davenport,	McDowell, of Pike,	Speer,
Dickson, of Walker,	McLendon,	Stallings,
Dixon, of Macon,	McRae,	Stapleton,
Dodson,	McWhorter of	Stanfield,
Durham,	Greene,	Stanton,
Ellington,	McWhorter of Ogle-	Stewart,
Evans,	thorpe,	Sumner,
Fincannon,	Mizell,	Swann,
Ford,	Morrell,	Tench,
Frazer,	Morris of Franklin,	Thomas,
French,	Morrow,	Um hrey,
Frost,	Mitchell, of Gwin-	Vason,
Glenn,	nett,	Wall,
Grogan,	Montgomery,	Watkins,
Gross,	Oates,	White,
Gunnells,	Peeples,	Willis,
Hand,	Powell,	Williams, of Bryan,
Harden,	Quillian,	Williams, of Bul-
Harlan,	Ragsdale,	loch,

Williams, of Dooly, Woods, of Floyd, Woodward,
Wilkerson, Woods, of Morgan, Womble.

Ayes 37, noes 101. So the motion to suspend was lost.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker: The Senate have concurred in the amendments of the House of Representatives to the following bills of the Senate, to-wit:

A bill to change the county line between the counties of Lee and Terrell, to add a portion of the county of Lee to the county of Terrell, and for other purposes.

A bill to incorporate the Chattahoochee Mining Company.

The Senate have amended the amendments of the House of Representatives to the following bills of the Senate, in which they ask the concurrence of the House, to-wit:

A bill to incorporate the Georgia & Alabama Mining and Manufacturing Company.

A bill to incorporate the North Georgia Mining & Manufacturing Company.

The following message was received from His Excellency, the Governor, by Mr. Williams, his Secretary, to-wit:

Mr. Speaker: I am directed by the Governor to return to the House of Representatives, in which it originated, a bill to be entitled an act to punish for inducing or attempting to induce laborers of this State to forfeit their contracts, and to abandon the interests of their employers, with a communication in writing.

Mr. Render, from the committee on Enrollment, reported as duly enrolled, and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act to change, define and make permanent the county line between Irwin and Wilcox counties.

An act to amend an act to incorporate the town of Smithville, in Lee county, and to confer other powers on the same.

On motion of Mr. J. J. Jones the special order was postponed until to-morrow morning.

On motion the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled, and took up the following Senate bill to-wit:

A bill to authorize the Inferior Court of Camden county to regulate and prescribe the rates of ferriage in said county, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the reconsidered bill to incorporate the Kenesaw Mining Company.

Mr. Glenn moved to amend by striking out "five hundred thousand," and insert "one hundred thousand," which was agreed to, and the bill passed.

The House took up the report of the committee on the Senate bill for the relief of Arthur Hutchison, of the county of Campbell, administrator on the estate of Benjamin G. Barker, deceased, against a tax fi fa issued by the Tax Collector of the county of Clinch.

The report was agreed to, the bill was read the third time and passed.

The House took up the Senate amendment to the bill to incorporate the Georgia & Alabama Mining & Manufacturing Company, and concurred in the same.

The House took up the report of the committee on the Senate bill to alter and amend the act to constitute the town of Cuthbert, Randolph county, a city, to provide for the election of its officers, define the powers of the several officers of said city, as well as said corporation, to extend the limits of Cuthbert, and for other purposes, assented to December 19th, 1859.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the use of the water power on the Reserve at Indian Spring, with the privilege of building saw and grist mills thereon.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to change the time of holding the Superior Courts in the counties of Floyd, Polk, Paulding and Campbell, of the Tallapoosa Circuit.

The report was agreed to, the bill was read the third time and passed.

Mr. Moughon, of Bibb, reported a bill to incorporate the Cuthbert Manufacturing Company, and confer certain powers and privileges thereon.

The following House bills were read the second time and referred to the committee on the Judiciary, to-wit :

A bill to repeal an act to allow the Ordinaries of this State to charge and receive certain fees, assented to Decem-

ber 14th, 1863, and to authorize them to charge and receive certain fees in addition to those specified in the Code.

Also, a bill to prescribe the time for Sheriffs and Constables to advertise before the sale of property.

Also, a bill to alter and amend the laws of this State in relation to the Inferior Courts and the Justices thereof.

Also, a bill to repeal an act assented to December 12th, 1863, amendatory of the 2480th section of the Code of Georgia.

Also, a bill to repeal an act entitled an act to point out the mode of paying the fees of the Solicitor General of the Eastern Judicial District of Georgia, in Chatham county, in certain cases, and for other purposes therein named.

Also, a bill to alter and amend the 648th section of the Code of Georgia.

Also, a bill to allow Executors to resign their trusts.

Also, a bill to authorize the waiver of legal proceedings in certain cases.

Also, a bill to make valid all wills made beyond the limits of the State of Georgia, between the 1st June, 1861, and the 1st June, 1865, or within the limits of the same, under certain circumstances.

Also, a bill to amend the 1339th section of the Code of Georgia.

Also, a bill to authorize the Inferior Court of Scriven county to retain the State tax of said county for 1866, for the purpose of re-building the Court House.

The following Senate bills were read the first time, to-wit:

A bill to amend 1350th section of the Code of Georgia.

Also, a bill to amend an act entitled an act to incorporate the Oglethorpe Insurance Company, of Savannah, assented to November 24th, 1863, and for other purposes.

Also, a bill amendatory of the law relating to the establishment of lost papers.

Also, a bill to prevent the illegal seizure, detention or removal of property in this State, and to prescribe the punishment for the same.

Also, a bill to amend the 3866th section of the Code of Georgia so far as the same relates to the county of Chatham.

Also, a bill to alter and amend the 4293rd section of the Penal Code.

Also, a bill to carry into effect the ninth clause of section 1st, article 5th, of the Constitution of this State, in reference to the marriage relation between white persons and persons of African descent.

Also, a bill to reduce the bonds of the Sheriffs of certain counties therein named.

Also, a bill to allow all persons, residents of this State, who were maimed in the late war, to peddle and vend goods,

wares and merchandise in any county in this State, under certain restrictions therein provided.

Also, a bill to incorporate the American Industrial Insurance Company.

Also, a bill to be entitled an act to incorporate the Mining Manufacturing & Improvement Company.

Also, a bill to be entitled an act to enlarge the powers of the City Council of Augusta.

Also, a bill to be entitled an act to extend the corporate limits of the city of Rome, Georgia.

Also, a bill to be entitled an act to change the terms of the Superior Court of Worth county.

The bill to incorporate the Savings Bank of Savannah, was read the second time, and referred to the committee on Banks.

Also, a bill to incorporate the Augusta Mutual Insurance Company.

Also, a bill to amend an act entitled an act to amend an act to incorporate the Central Railroad & Canal Company, of Georgia, to alter and change the name of the said Company, and to give to said company banking powers and privileges, and for other purposes.

Also, a bill to amend an act entitled an act to incorporate an Insurance company in the city of Augusta to be called the Commercial Insurance Company of Augusta, &c.

The bill to establish a military school at Fort Valley, in this State, to be called the Georgia Military Institute, and to merge the State's interest in the school formerly established at Marietta, in the school by this act created, was read the second time and referred to the committee on military affairs.

The following bills were read the second time and referred to the committee on Manufactures, to-wit :

A bill to be entitled an act to incorporate the Columbus Manufacturing Company, and for other purposes therein mentioned.

Also, a bill to be entitled an act to incorporate the Chestatee River & Long Branch Hydraulic Hose Mining Company.

Also, a bill to be entitled an act to incorporate the Columbus Manufacturing Company.

The following bills were read the second time and referred to the committee on Agriculture and Internal Improvements, to-wit :

A bill to be entitled an act to encourage the development of the agricultural and other resources of this State, by the introduction of labor thereinto, and also for the encourage-

ment of direct trade with foreign nations, and for other purposes.

Also, a bill to be entitled an act to incorporate the Brunswick & Altamaha Canal Company.

The following bills were read the second time, and committed for a third reading, to-wit :

A bill to authorize Joseph J. Kirkland, a disabled Confederate soldier, to peddle in the counties of Early, Miller, and that portion of Decatur, lying on the west side of the Flint river, without paying for a license for the same.

Also, a bill to authorize the Inferior Court of Richmond to levy an extra tax for county purposes.

Also, a bill to authorize the auditor of the Western & Atlantic Railroad to audit the claims of all parties for timber taken for cross-ties, or to build bridges, houses or cars, for said road, and for which no payment has been made to the parties, and to provide for the payment of the same.

Also, a bill to incorporate the city of Madison, to provide for its government, define its powers, and for other purposes therein mentioned.

Also, a bill to be entitled an act to authorize the Inferior Courts of this State to purchase a farm for paupers, and for other purposes.

Also, a bill to be entitled an act to change the time of holding the Inferior Court of the county of Lincoln.

Also, a bill to be entitled an act to authorize the Justices of the Inferior Court of Pickens county to apply certain moneys to the building of a jail, or otherwise, as in their discretion, to the best interest of the county.

The bill to authorize the Chatham Academy, the Free School, and the Union Society, to sell their interest in certain vacant lands in Chatham county, appropriated to them by an act of the General Assembly, assented to December 20th, 1829, and for other purposes, was read the second time, and referred to the committee on Public Education.

The following bills were read the second time, and referred to the committee on New Counties and County Lines, to-wit :

A bill to change the line between the counties of Jasper and Putnam, so as to include the residences of Cullen R. Ezell, Henry W. Roby and John Carbett, in the county of Jasper.

Also, a bill to change the county line between Spaulding and Pike, so as to include the farm of John H. Akin in Spaulding county.

Also, a bill to change the county line between the counties of Laurens and Wilkinson, and to add a portion of Wilkinson to Laurens, and for other purposes.

The House took up the report of the committee on the bill to change the line between the counties of Murray and Gordon.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to extend the corporate limits of the city of Rome, Ga.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to make valid certain acts of the Justices of the Inferior Court of Polk county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to appoint a Superintendent of roads and bridges for the county of Wilkes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to extend the time for the completion of the Coosa and Chattooga River Railroad.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to repeal the second section of an act entitled an act to provide for the payment of officers presiding at the polls on elections hereafter to be held in Taliaferro county, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The bill to change the line between the counties of Talbot and Meriwether, and to add certain lands now in the county of Meriwether, to the county of Talbot, and for other purposes therein mentioned was taken up, and on motion laid on the table for the present.

On motion of Mr. McWhorter, of Greene, the House adjourned until 9 o'clock to-morrow morning.

TUESDAY, FEBRUARY 20TH, 1866. }
9 O'clock, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Glenn of Whitfield moved to reconsider the action of the House upon the Senate bill to incorporate the Georgia & Alabama Mining Company, which motion prevailed.

Mr. Humphreys of Lincoln moved to reconsider so much of the Journal of yesterday as relates to the passage of a bill to appoint a Superintendent of Roads and Bridges in Wilkes County, which motion prevailed.

On motion of Mr. J. J. Jones the bill to authorize the Inferior Courts to make provision for the indigent poor, was taken up and made the special order for Thursday next.

On motion of Mr. Byrd the Governor's Message received on yesterday was taken up and read, and is as follows:

EXECUTIVE DEPARTMENT, }
Milledgeville, Ga., 19th February, 1866. }

To the House of Representatives:

Having carefully considered a bill to be entitled an act to punish persons for inducing or attempting to induce laborers of this State to forfeit their contracts, and to abandon the interests of their employers, which originated in your body, I am constrained to return it without approval. That there is a class of intermeddlers between employers and employee, upon whom the penalties of this act might justly be imposed; whose interference—unauthorized by law—is prompted by selfish considerations, rather than friendly regard to the laborer, I entertain no doubt. Nor do I doubt that it was the *sole* design of the General Assembly, by this enactment, to counteract the evil practices of these very wrong doers.

But my conviction is, that the application to the act, by Courts and Juries, of established rules of construction, would give to its operation a wider range—would produce a conflict between concurrent jurisdictions.

The intention, of course, is that the Courts of the State shall enforce the provisions of the act. It must be borne in mind, however, that in our present anomalous condition, another power—the Government of the United States—has assumed the regulation of the entire subject of labor contracts between the more numerous class of laborers, and their employers. For that express purpose, a branch of service hitherto unknown to that Government, has been added to one of its great Departments, which through the instrumentality of numerous commissioners and agents, exercises administrative functions in every County, and every neighborhood, of this State. To this organization, styled the Freedman's Bureau, is entrusted the revision of all labor contracts between persons of color and citizens, with discretionary power to declare them valid or invalid. With the sanction of their Government they have established a rule that no contract is binding upon the freedman unless approved by one of these agents.

It were bootless to inquire whether or not this system is acceptable to your constituents; nor yet whether or not it

is well adapted to the end in view. Your constituents had no voice in its establishment, can have none in its continuance or discontinuance. Enough for us to know, it exists—is pervading—is controlling. You will agree with me that the peace of society, and our progressive advancement towards our ancient, and better political status, both, demand the avoidance of conflict between Federal and State authorities. Any action which would tend to this result is wrong. The language of the bill neither excludes from its operation the officers and agents of this bureau, nor limits it to contracts approved by them. It embraces in its scope all contracts for labor, and all persons inducing or attempting to induce the abandonment of any such contract.

Yet, with contracts disapproved by the Bureau, its agents are *instructed* to interfere. I think enough has been said to prove that the bill, under consideration, would probably lead to a conflict of authorities, and I trust you will agree with me, that that is a sufficient objection to its passage.

Respectfully submitted,

CHARLES J. JENKINS,
Governor.

Mr. Brown, from the Committee on Agriculture & Internal Improvements, made the following report:

Mr. Speaker:—The Committee on Agriculture & Internal Improvements, have had the following bills of the Senate under consideration, to-wit:

A bill to be entitled an act to incorporate the Atlanta Street Rail Road Company, and for other purposes, and recommend that it do pass.

Also, a bill to be entitled an act to define the rights of persons owning landings or timber yards upon water courses in this State, to fix the rate of charges, and to authorize the collection of the same, recommend an amendment to the first section, and with said amendment recommend that it do pass.

D. M. BROWN,
Chairman *pro tem*.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have passed the following bills, to-wit:

A bill to incorporate the Wahatchee Mining Company.

A bill to repeal the 4413th section of the Code.

A bill to incorporate the Rome Gas Light Company.

A bill to add lots of land Nos. 33, 34, 35, and 40, in the 18th District and 3rd section of Bartow County, to the County of Paulding.

A bill to incorporate the North-American Fire Insurance Company.

The Senate have also passed the following bills of the House of Representatives, to-wit:

A bill to authorize the appointment of Vendue Masters in the several incorporated towns and cities of this State.

A bill to amend section 3320 of the Code.

A bill to repeal an act increasing the *per diem* pay of teachers entitled to the benefit of the poor school fund, assented to March 3rd, 1865, and for other purposes.

A bill to extend the time for the issuing of grants on head rights, so as to extend time for granting the same until the 25th of December, 1868, and to authorize the Secretary of State to issue grants to all surveys now in office.

A bill for the relief of Martha A. Lester, of the County of Fulton.

A bill to change the line between the Counties of Upson and Crawford, so as to include the residence of Leonard Worthy, of the County of Crawford, in the County of Upson.

A bill to declare valid all official acts of civil officers, (both principal and deputies,) of this State, whether said officers have been pardoned by the President of the United States or not.

A bill to repeal an act to amend the charter and corporate laws of the city of Milledgeville, as to the mode of electing Aldermen, assented to March 7th, 1865.

A bill to amend sections 6, 8, and 11, of an act incorporating the town of Georgetown, in Quitman County, and to add an additional section thereto.

A bill to incorporate the town of Steadman, in the County of Newton, and to confer certain powers and rights enumerated.

A bill to authorize the Justices of the Inferior Court of Scriven County to levy a tax for the support of widows and orphans of deceased or disabled soldiers of said County.

The Senate have rejected the following bills of the House of Representatives:

A bill to compensate Ordinaries and Clerks of the Superior Courts for administering the amnesty oath.

A bill to amend the 3794th section of the Code.

A bill to change the line of the County of Fayette, so as to include lots of land Nos. 186, 187, 188, and 166, in 13th District of Clayton County.

A bill to regulate the rates of transportation of freight and travel over the several Rail Roads of this State, and to punish a violation thereof.

The Senate have agreed to the Resolution of the House of Representatives calling on the Comptroller General for certain information relative to the Banks of this State.

Mr. Adams, Chairman of the Committee on Finance, submitted the following report :

Mr. Speaker :—The Committee on Finance have had under consideration the following bill, to-wit :

A bill to be entitled an act to provide for the payment of the officers and members of the General Assembly.

For which the Committee offer a substitute, with the recommendation that it do pass in lieu of the original bill.

F. W. ADAMS,
Chairman.

Mr. Morris of Franklin, from the Committee on Petitions, made the following report :

“The Committee to whom was referred a bill to be entitled an act to pardon Creed T. Wise, of Butts County, and also a memorial from citizens of Butts County praying the pardon of Creed T. Wise, who is under sentence of imprisonment for life in the Penitentiary for the crime of murder, have had the said bill and memorial under consideration, and instruct me to report the same back to the House without recommendation.

THOMAS MORRIS,
Chairman.

On motion the evidence accompanying said petition was ordered to be printed for the use of the House.

Mr. DuBose, from the Committee on Public Education, submitted the following report :

“The joint Committee on Public Education have before them a bill to be entitled an act to appropriate money for the education of indigent orphans of deceased citizens, and of children between and and eighteen years old of indigent citizens of this State. Also, a bill to be entitled an act to carry into effect the 3rd clause, 5th section, 2nd article of the Constitution of this State; for which they have directed me to report a substitute, with the recommendation that it do pass.

Also, a bill to be entitled an act to regulate the manner of disposing and dividing the common school fund in and for Echols County, for which they offer a substitute, with the recommendation that it do pass.

Also, a bill to be entitled an act to provide for the payment of the teachers of poor schools, for the year 1865, to which they offer an amendment, and with said amendment they recommend that the bill do pass.

The Committee have also instructed me to report a Resolution appointing a Committee of sixteen to digest and re-

port a Common School system to the next session of the General Assembly, and for other purposes, which they recommend do pass.

The House took up the unfinished business of yesterday, to-wit: the bill to levy and collect a tax for the political year 1866.

The 12th clause of the second section being under consideration, Mr. Kirby moved to amend by adding after the word "retail," in the 3rd line, the words "except distillers and manufacturers in this State," which was agreed to.

Mr. Hudson of Harris offered the following amendment:

"Add in the 11th line after the word "made," the following:

"And said Collector shall keep a book, which shall be furnished by the Comptroller General, in which he shall enter all such returns, and make duplicate receipts, one to be given to the tax payer, and one to be sent to the Comptroller General, and said money shall be paid to the Treasurer within thirty days thereafter."

Which amendment was lost.

Mr. Lawson offered the following as a substitute for the last four lines in the 12th clause:

"There shall be a specific tax of twenty cents per gallon on every gallon of brandy, gin, whiskey, or rum, whether foreign or domestic, which is sold by retail, by any person in this State, and the amount sold shall be given in under oath."

Which was lost.

Mr. McWhorter of Greene offered the following amendment:

"Upon every keeper or owner of a Faro Bank, one thousand dollars."

Mr. Ridley moved to strike out "one thousand dollars," and insert "two thousand dollars," which was agreed to.

Mr. Cook of Irwin offered the following amendment:

"*Provided*, They shall deal on the first floor with open doors," which was agreed to.

The question then occurred upon the amendment offered by Mr. McWhorter, and upon which the ayes and nays were required to be recorded, and resulted in ayes 41 and nays 94.

Those who voted in the affirmative are Messrs:

Baynes,	Dodson,	French,
Brown of Early,	Dodds,	Frost,
Cook,	Durham,	Gross,
Colley,	Ford,	Hand,

Harden,	McWhorter of	Sharp,
Hill,	Oglethorpe,	Shaw,
Hughes of Twiggs,	Morell,	Smith of Clinch,
Johnson of Pierce,	Oates,	Stallings,
Johnson of Wilcox,	Pickett,	Swann,
Kirby,	Phillips,	Swearingen,
Maddox of Fulton,	Powell,	Tench,
Martin,	Redwine,	Watkins,
McDowell of Heard,	Rhodes,	Winningham.
McWhorter, of	Ridley,	
Greene,	Russell of Chatham,	

Those voting in the negative are Messrs:

Adams,	Howard of Lump-	Robson,
Alexander,	kin,	Rodgers,
Asbury,	Hockenhull,	Roundtree,
Atkinson,	Hodges,	Rumph,
Bennett,	Hudson,	Sale,
Benson,	Humphreys,	Scandrett,
Boyd,	Hughes, of Union,	Shepard,
Brown, of Houston,	Johnson of Forsyth,	Simms, of Bartow,
Brock,	Johnson of Henry,	Simms, of Newton,
Burch,	Jones, J J, of Burke,	Smith of Hancock,
Byrd,	Kibbee,	Snead,
Byington,	Lawson,	Speer,
Candler,	Lindsay,	Stanfield,
Carter,	Mallard,	Starr,
Cloud,	McCutchen,	Stanton,
Dart,	McComb,	Stewart,
Davenport,	McDowell of Pike,	Sumner,
Dickson, of Walker,	McLendon,	Thomas,
Dixon of Macon,	McRae,	Tucker,
Dorsey,	Mizell,	Umphrey,
DuBose,	Morris of Franklin,	Wall,
Edge,	Morrow,	White,
Ellington,	Mitchell of Gwin-	Wilburn,
Evins,	nett,	Willis,
Frazer,	Mitchell of Thomas,	Williams of Bryan,
Gartrell,	Montgomery,	Williams of Bul-
Gibson,	Moses,	loch;
Grogan,	Moughon,	Williams of Dooly,
Harlan,	Peeples,	Wilkinson,
Hargett,	Quillian,	Woods of Floyd,
Hicks,	Ragsdale,	Woods, of Morgan,
Hinton,	Robinson of Lau-	Woodward,
Holliday,	rens,	Womble.
Hollis,	Robertson,	

Ayes 41, nays 94. So the amendment was lost.

The 12th clause was agreed to, and the 2nd section as amended was then agreed to.

Mr. J. J. Jones offered the following as an additional section:

"Upon every dog, dollars, to be paid by the owner."

Mr. Pickett moved to amend the same by inserting "Cats," which motion was lost.

Mr. Hughes of Twiggs moved to amend by excepting dogs used for hunting cats, foxes, and deer, which motion was lost.

The amendment offered by Mr. Jones was lost.

Mr. Morris of Franklin offered an amendment, for which Mr. DuBose offered the following as a substitute:

"And that you will make a true return of all your taxable property."

Which was agreed to.

Mr. Kirby offered the following amendment:

"The taxes assessed by this Act shall be collected in United States' currency, and the value of the property on the 1st day of April next, in such currency, shall be the basis of the taxes;" which was agreed to.

Mr. Morris of Franklin offered the following amendment:

"And be it further enacted, That all laws heretofore passed levying a tax upon income, be and the same are hereby repealed."

Which amendment was agreed to.

Mr. Morris of Franklin offered the following amendment:

"And that nothing in this Act shall be so construed as to in anywise affect or repeal section 729, in the revised Code of Georgia."

Which was agreed to.

Mr. Adams moved to lay the bill upon the table for the present, upon which the ayes and nays were required to be recorded, and resulted in ayes 67, and nays 68.

Those who voted in the affirmative are Messrs:

Adams,	Dorsey,	Humphreys,
Asbury,	Durham,	Hughes of Union,
Benson,	DuBose,	Johnson of Pierce,
Brown of Early,	Edge,	Lawson,
Brown of Houston,	Ellington,	McCutchen,
Brock,	Evins,	McComb,
Bush,	Gartrell,	McDowell of Pike,
Burch,	Harden,	McDougald,
Byrd,	Hargett,	McRae.
Byington,	Hill,	McWhorter of Ogle-
Candler,	Hinton,	thorpe,
Carter,	Holliday,	Morell,
Dart,	Hollis,	Morris of Frank-
Dixon of Walker,	Hodges,	lin,
Dixon of Macon,	Hudson,	Mitchell of Thomas,

Moughon,	Robertson,	Stallings,
Pickett,	Robson,	Stapleton,
Phillips,	Russell of Musco-	Starr,
Powell,	gee,	Swann,
Ragsdale,	Scandrett,	Swearingen,
Redwine,	Shaw,	Tench,
Rhodes,	Simms of Newton,	White,
Robinson of Lau-	Smith, of Hancock,	Woods of Floyd,
rens,	Snead,	Woods, of Morgan.

Those voting in the negative are Messrs:

Alexander,	Johnson of Wilcox,	Rumph,
Atkinson,	Jones, J. J., of	Russell of Chatham,
Bennett,	Burke,	Sale,
Boyd,	Kibbee,	Sharp,
Cloud,	Kirby,	Simms, of Bartow,
Cook,	Lindsay,	Speer,
Colley,	Maddox, of Fulton,	Stanfield,
Dodson,	Mallard,	Stanton,
Dodds,	Martin,	Stewart,
Ford,	McDowell of Heard,	Sumner,
Frazier,	McLendon,	Thomas,
French,	McWhorter of	Tucker,
Gibson,	Greene,	Umphrey,
Glenn,	Mizell,	Vason,
Grogan,	Morrow,	Wall,
Gross,	Mitchell of Gwin-	Watkins,
Hand,	nett,	Willis,
Harlan,	Montgomery,	Williams of Bryan,
Hicks,	Moses,	Williams, of Bul-
Howard of Lump-	Oates,	loch,
kin,	Peeples,	Williams of Dooly,
Hockenhull,	Quillian,	Wilkinson,
Hughes, of Twiggs,	Ridley,	Winningham,
Johnson of Forsyth,	Rogers,	Woodward,
Johnson of Henry,	Roundtree,	Womble.

Ayes 67, nays 68. So the motion was lost.

Mr. Dorsey of Hall moved that the bill be referred to the Committee on Finance, and upon which motion the ayes and nays were required to be recorded, and resulted in ayes 68, and nays 73.

Those who voted in the affirmative are Messrs:

Adams,	Byington,	Edge,
Asbury,	Candler,	Ellington,
Atkinson,	Carter,	Evins,
Benson,	Dickson, of Walk-	Gartrell,
Brown of Early,	er,	Harden,
Bush,	Dorsey,	Hargett,
Byrd,	Durham,	Hill,

Hinton,	Morell,	Russell of Musco-
Holliday,	Morris of Franklin,	gee,
Hollis,	Mitchell of Thomas,	Scandrett,
Howard of Lump-	Moses,	Shaw,
kin,	Moughon,	Shepard,
Hockenhull,	Peeples,	Simms of Newton,
Hodges,	Pickett,	Snead,
Hudson,	Phillips,	Stallings,
Humphreys,	Powell,	Stapleton,
Johnson of Pierce,	Ragsdale,	Starr,
Lawson,	Redwine,	Swanu,
Lindsey,	Rhodes,	Swearingen,
McCutchen,	Robinson, of Lau-	Tench,
McComb,	rens,	Vason,
McDowell, of Pike,	Robertson,	White,
McDougald,	Robson,	Wilburn,
McRae,	Rumph,	Woods of Morgan.

Those who voted in the negative are Messrs:

Alexander,	Johnson of Forsyth,	Russell of Chat-
Baynes,	Johnson of Henry,	ham,
Bennett,	Johnson of Wilcox,	Sale,
Boyd,	Jones, J. J., of	Sharp,
Brown of Houston,	Burke,	Simms of Bartow,
Brock,	Kibbee,	Smith of Hancock.
Burch,	Kirby,	Spear,
Cloud,	Maddox, of Fulton,	Stanfield,
Cook,	Mallard,	Stanton,
Colley,	Martin,	Stewart,
Dart,	McDowell of Heard,	Sumner,
Dixon of Macon,	McLendon,	Thomas,
Dodson,	McWhorter of	Tucker,
Dodds,	Greene,	Umphrey,
DuBose,	McWhorter of Ogle-	Wall,
Ford,	thorpe,	Watkins,
Frazer,	Mizell,	Willis,
French,	Morrow,	Williams of Bryan,
Gibson,	Mitchell of Gwin-	Williams of Bul-
Glenn,	nett,	loch,
Grogan,	Montgomery,	Williams of Dooly,
Gross,	Oates,	Wilkerson,
Hand,	Quillian,	Winningham,
Harlan,	Ridley,	Woods of Floyd,
Hicks,	Rogers,	Woodward,
Hughes of Twiggs,	Roundtree,	Womble.
Hughes of Union,		

Ayes 68, nays 73. So the motion was disagreed to.

Mr. McWhorter of Greene offered the following amendment:

"In addition to the penalties now fixed by law, a tax of one thousand dollars shall be levied upon every dealer of Faro in this State."

Which amendment was lost.

Mr. Byington offered the following amendment :

"There shall be levied a specific tax of 20 per cent. on all tobacco, cigars, and snuff, brought into and sold at wholesale in this State; to be levied and collected as the above 12th article."

Which amendment was lost.

The question then recurred upon the passage of the bill.

The previous question was called and sustained.

The report of the Committee as amended was agreed to, the bill was read the third time, and on its passage the ayes and nays were required to be recorded, and resulted in ayes 79, nays 53.

Those who voted in the affirmative are Messrs :

Alexander,	Hicks,	Powell,
Asbury,	Hockenhull,	Ridley,
Atkinson,	Hughes of Twiggs,	Robinson of Lau-
Baynes,	Hughes of Union,	rens,
Bennett,	Johnson of Forsyth,	Roundtree,
Boyd,	Johnson of Henry,	Russell of Chatham,
Brown of Houston,	Johnson of Wilcox,	Sale,
Brock,	Jones, J. J., of	Sharp,
Burch,	Burke,	Shepard,
Byrd,	Kibbee,	Sims of Bartow,
Carter,	Kirby,	Smith of Hancock,
Cloud,	Lawson,	Snead,
Cook,	Maddox of Fulton,	Speer,
Colley,	Mallard,	Stewart,
Dart,	Martin,	Sumner,
Dixon of Macon,	McDowell of Heard,	Thomas,
Dodson,	McLendon,	Tucker,
Dodds,	McWhorter, of	Wall,
Dorsey,	Greene,	White,
DuBose,	McWhorter of	Williams of Bryan,
Ellington,	Oglethorpe,	Williams of Bul-
Ford,	Mizell,	loch,
Frazer,	Morris of Franklin,	Williams of Dooly,
French,	Morrow,	Wilkerson,
Gibson,	Mitchell of Gwin-	Woods of Floyd,
Grogan,	nett,	Woodward,
Gross,	Mitchell of Thomas,	Womble.
Hand,	Moses,	
Harlan,	Oates,	

Those voting in the negative are Messrs :

Adams,	Brown of Early,	Byington,
Benson,	Bush,	Candler,

Dickson of Walker,	McComb,	Shaw,
Durham,	McDowell of Pike,	Simms of Newton,
Edge,	McRae,	Stallings,
Evans,	Morell,	Stapleton,
Gartrell,	Montgomery,	Stanfield,
Harden,	Peeples,	Starr,
Hargett,	Pickett,	Swann,
Hill,	Phillips,	Swearingen,
Hinton,	Quillian,	Tench,
Holliday,	Ragsdale,	Umphrey,
Howard of Lumpkin,	Robertson,	Watkins,
Hodges,	Robson,	Wilburn,
Hudson,	Rogers,	Willis,
Humphreys,	Rumph,	Winningham,
Johnson of Pierce,	Russell of Musco-	Woods of Morgan.
Lindsay,	gee,	
McCutchen,	Scandrett,	

Ayes 79, nays 53. So the bill as amended was passed.

Mr. Mitchell, from the Committee on Enrollment, reported as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act to change the County line between the Counties of Lee and Terrell, to add a portion of the County of Lee to the County of Terrell, and for other purposes.

An act incorporating the Chattahoochee Mining Company.

Mr. Mitchell of Thomas, Chairman, *pro tem.*, of the Enrolling Committee, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives and President of the Senate, the following acts, to-wit:

An act to reduce the bond of the Sheriff of Forsyth County.

Also, an act for the relief of Isaac Hardeman, of the County of Jones.

Also, an act for the relief of Terry L. Cox, a convict in the Penitentiary of Georgia.

Also, an act to relieve certain persons herein named from Jury service, in the several Counties in this State.

Also, an act to perfect service against Express Companies.

Also, a resolution requesting a mail route to be established from Doctor Town to Ocmulgee ville.

Leave of absence was granted to Mr. Wilkerson of Columbia after Wednesday next, for a few days, on special business.

On motion of Mr. Byrd the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled.

The House took up the report of the Committee on the bill to authorize the Inferior Court of Glynn County, to compel the hands subject to road duty to work upon public roads, &c.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to exempt from street duty all persons who now are or hereafter may become active members of either of the existing Hook & Ladder, or Fire Companies, of the city of Atlanta.

The report of the Committee was agreed to, the bill was read the third time and passed.

The bill to authorize the Justices of the Inferior Court of Pickens County to apply certain moneys to the building of a jail, &c., was referred to the Committee on Finance.

The House took up the report of the Committee on the bill to authorize the Inferior Court of Richmond to levy an extra tax for County purposes.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to change the time of holding the Inferior Courts of Lincoln County.

The report was agreed to, the bill was read the third time and passed.

Mr. Dart, from a Special Committee, submitted the following report :

Mr. Speaker:—The Special Committee to whom was referred a bill entitled an act to amend an act entitled an act to incorporate the town of Brunswick, in the County of Glynn, to define its jurisdictional limits, to provide for the election of a Mayor and City Council, and such other officers as may be required, and confer upon them specific powers, and for other purposes therein mentioned. Also, a bill entitled an act to repeal an act entitled an act to legalize the proceedings of the southern stockholders of the Brunswick & Florida Rail Road Company, to change the name of said Company, and to extend the charter thereof, and to facilitate the building of said Road, approved the 16th of December, 1861, and for other purposes; beg leave to report said bills back to the House with amendments, and recommend, with said amendments, that the bills do pass.

U. DART,
Chairman.

The House took up the report on the above mentioned bills. The report as to the 2nd article mentioned in said re-

port was agreed to, the bill was read the third time and passed.

Mr. Gross of Scriven moved the indefinite postponement of the 1st bill mentioned in said report, which motion was lost.

The House took up said bill by sections. The 1st and 2nd sections were agreed to.

Mr. Russell of Chatham moved to strike out the 3rd section, which motion was lost.

Mr. Gross of Scriven moved to strike out the 4th section, upon which motion the ayes and nays were required to be recorded, and resulted in ayes 57, and nays 13.

Those who voted in the affirmative are Messrs:

Adams,	Humphreys,	Ragsdale,
Alexander,	Hughes of Twiggs,	Redwine,
Benson,	Hughes of Union,	Rhodes,
Brown of Early,	Johnston of For-	Rogers,
Byrd,	syth,	Roundtree,
Candler,	Johnson of Henry,	Rumph,
Cook,	Johnston of Pierce,	Russell of Chat-
Colley,	Johnson of Wilcox,	ham,
Davenport,	Maddox of Fulton,	Shepherd,
Dickson of Walker,	Mallard,	Sims of Bartow,
Dixon of Macon,	Martin,	Simms of Newton,
Dodson,	McCutchen,	Smith of Clinch,
Durham,	McComb,	Smith of Hancock,
Ellington,	McDowell of Heard,	Snead,
Evans,	McDowell of Pike,	Stallings,
Fincannon,	McDougald,	Stapleton,
Ford,	McLendon,	Stanfield,
Grogan,	McRae,	Stanton,
Gross,	McWhorter of	Swann,
Gunnells,	Greene,	Thomas,
Hand,	McWhorter of Ogle-	Umphrey,
Harden,	thorpe,	Vason,
Harlan,	Mizell,	Wall,
Hinton,	Morell,	Watkins,
Holliday,	Morrow,	White,
Howard of Bartow,	Mitchell of Gwin-	Wilburn,
Howard of Lump-	nett,	Williams of Bryan,
kin,	Montgomery,	Wilkerson,
Hockenhull,	Moughon,	Woods of Floyd,
Hodges,	Oates,	Woods of Morgan.
Hudson,	Quillian,	

Those voting in the negative were Messrs:

Atkinson,	Hicks,	Sale,
Burch,	Phillips,	Scandrett,
Dart,	Ridley,	Starr,
Dodds,	Robinson of Lau-	Woodward.
Frazer,	rens,	

Ayes 87, nays 13. So the motion prevailed.

The report of the Committee as amended was then agreed to, the bill was read the third time and passed.

The following bills were reported and read the 1st time, to-wit:

By Mr. Byrd of Mitchell—a bill to alter and change the line between the Counties of Mitchell and Colquitt.

By Mr. Sale of Randolph, a bill to authorize the Inferior Court of Randolph County to issue bonds, and for other purposes.

The House took up the report of the Committee on the bill to incorporate the city of Madison, to provide for its government, define its powers, and for other purposes therein named.

The report of the Committee was agreed to, the bill was read third time and passed.

The House took up the report of the Committee on the bill to incorporate the Atlanta Street Rail Road Company, and for other purposes.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the Senate amendment to the bill to incorporate the North Georgia Mining & Manufacturing Company, and disagreed thereto.

The House took up the Senate amendment to the bill to incorporate the Georgia and Alabama Mining and Manufacturing Co., and disagreed to the same.

The House took up the report of the Committee on the bill to amend the charter of the Dalton and Jacksonville Rail Road Co., and acts passed in relation to the same.

The report was agreed to, the bill was read the third time and passed.

The bill to incorporate the Carroll Manufacturing Company, and for other purposes, was read the second time and referred to the Committee on Manufactures.

Also a bill to incorporate the Little River Mining Co.

Also a bill to incorporate the Steam Cotton Mill.

Also a bill to incorporate the Cuthbert Manufacturing Company, and to confer certain powers and privileges thereon.

The bill to authorize the Inferior Court of Greene county to levy an extra tax for the purpose of building a bridge across the Oconee river, to repair the bridges of said county, and for other purposes, was read the second time and committed for a third reading.

The following bills of the House were read the 2nd time and referred to the committee on the Judiciary, to-wit:

A bill to define the liabilities of vendue masters in certain cases.

Also a bill to repeal the 1655 section of part 2, title 2d, chapter 1st, article 1st of the Code of Georgia.

Also a bill for the relief of Milley Howard, former wife of Simon P Howard, of Pierce county, Ga.

Also a bill to repeal sections 4423 and 4424 of the Code of Georgia.

Also a bill to authorize Ordinaries of this State to issue temporary letters of administration, and only require bond and security for double the amount of property other than real estate, and to authorize such administrators to sell personal property when it is made to appear to be to the interest of the estate.

On motion, the House adjourned until 9 o'clock to-morrow morning.

WEDNESDAY, FEBRUARY 21st, 1866. }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Leave of absence was granted to Mr. Lawson, of Putnam, until Monday next, on special business, and to Mr. Redwine, of Fayette, on account of serious indisposition in his family.

Mr. Stewart, of Spalding, from the committee on Manufactures, submitted the following report :

Mr. Speaker:—The committee on Manufactures, have had under consideration, a bill, entitled an act, to incorporate the Gate City Foundry, Car and Manufacturing Company, for which they offer a substitute, and recommend that it do pass.

Also, a bill to incorporate the Blairsville Manufacturing and Mining company, to which they propose an amendment, and recommend that it do pass.

Also, a bill to incorporate the Cherokee Mining and Manufacturing company, to which they propose an amendment, and recommend that it do pass.

Also, a bill to be entitled an act to incorporate the Chestatee River and Long Branch Hydraulic Hose Mining company, which they recommend do pass.

Also, a bill to incorporate the Central Georgia Manufacturing company, to which bill, they propose an amendment, and recommend that it do pass.

JNO. D. STEWART,
Chairman Committee.

Mr. Moses, chairman of the Judiciary committee, submits the following report :

Mr. Speaker: The committee on the Judiciary have had the following Senate bills under consideration, and report as follows :

A bill to be entitled an act for the relief of the people of Georgia. The committee recommend this bill do pass, with the following amendments :

By inserting in the fifth line, of first section, after the word "the", the words "1st June 1865" and strike out the words "passage of this act", in the 2nd section, after the word "where", in fifth line, insert the words, "Plaintiff shall make oath that", and strike out the following words from two last lines of said section, "nor to distress war-rants for rents, where the rent is reserved in kind" Also, insert in fifth section, 8th line, after the word "whenever" "the security shall make oath that", and strike out from the 9th line, the words "shall bring", and insert the words "has brought".

Also, a bill to be entitled an act, to incorporate the Georgia Express company. The committee recommend this bill do pass, with the following amendments, by striking out 9th section, and insert, "be it further enacted, that the Stockholders shall be jointly and severally bound in their private property, for the debts of said corporation, so long as they are members of the said company". Also, strike out of the 10th section the words "but the Legislature", and all that follows to the end of this section.

The committee have also had the following House bills under consideration :

A bill to be entitled an act, to authorize the Justices of the Inferior Court of the county of Terrell, to levy and collect a tax for certain purposes. Recommend this bill do pass.

Also, a bill to be entitled an act, to authorize any Sheriff, or Constable, in any county of this State, to make arrest in any county of this State, without regard to the residence of such arresting officer. Recommend this bill do pass.

Also, a bill to be entitled an act, in relation to banks, bank-officers, and stockholders in banks, and to repeal the proviso in the fourteen hundred and forty-fifth (1445) section of the Code of Georgia ; and to repeal the three thousand, two hundred and eighty-third (3283rd,) the three thousand two hundred and eighty-fourth (3284th) and the four thousand three hundred and twenty-fourth (4324th,) and the four thousand three hundred and twenty-sixth (4326th) sections of the Code of Georgia, and for other purposes. The committee recommend the bill do not pass.

They report an amendment for the 3283rd section of the Code of Georgia ; and a bill to be entitled an act explanatory of the 4324th and 4326th sections, of the Penal Code of

Georgia, and to relieve certain persons from the penalties of the same.

Also, a bill to be entitled an act, declaratory of the law touching contracts, debts, liens, and obligations, made and entered into, and accrued, prior to the first day of June 1865, where the credit given, was based in whole or in part, upon slave property, and to prevent the collection of the same, except in the ratio, which the value of all property, other than slave property, bore to the value of the slave property, of the debtor, at the time the credit was given or obligation was incurred. The committee recommend this bill do not pass.

R. J. MOSES,
Chairman.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker : The Senate have passed the following bills to-wit :

A bill to authorize the introduction of oral evidence to establish advancements, of real estates in certain cases, and to define the mode of procedure whereby the title to real estate may be secured and quieted.

A bill to incorporate the Oostanaula Steamboat company, with powers of Insurance.

The Senate have also agreed to a joint resolution authorizing his Excellency the Governor, to draw his warrant upon the Treasurer, in favor of the Principal-keeper of the Penitentiary, for the amount due the Penitentiary, as exhibited in the report of the Principal-keeper, to which they ask the concurrence of the House of Representatives.

The Senate have passed the following bills of the House of Representatives; to-wit :

A bill to incorporate the town of Wrightsville, in the county of Johnson, and to appoint commissioners for the same.

A bill to amend an act, to incorporate the Etowah and Auraria Hydraulic Hose Mining company, approved Dec'r 7th, 1859.

A bill to change the terms of the Superior Courts of the county of Muscogee.

A bill to exempt from road and jury duty, professors of colleges, and teachers of public or county schools, in this State.

A bill to amend the 349th section of the Code of Georgia.

A bill in relation to the bonds of Trustees.

A bill to define certain acts of trespass, and to make the same penal.

A bill to amend the road laws of this State, and to alter sections 585, 588, 594, 602 and 604, of the Code of Georgia.

A bill for the relief of R. L. Haynes, M. J. Seals, A. H. Teasley, Hampton Smith, J. M. Childress, A. P. McPherson and others, securities of B. T. Handley, for his appearance at the March term of the Superior Court 1865, of Milton county, for the offence of robbery.

A bill to amend the 4613th section of the Code of Georgia.

A bill to authorize the Inferior Court of Bartow county to settle and compromise the bonds of said county that are now due and unpaid, and to issue new bonds for the same.

A bill to amend an act to incorporate the Mechanics Savings Association, of the city of Columbus, assented to April 13th, 1863.

A bill to amend the second section of an act, entitled an act to incorporate the Empire State Iron and Coal Mining Company, and to confer certain powers and privileges thereon, passed over the Governor's veto, by the Senate and House of Representatives, Dec'r 9th, 1862.

A bill to amend the 4391st section of the Code of Georgia.

A bill to amend sections 1775 and 1776, of the new Code of Georgia, relative to Orphans.

The Senate have also passed the following bills of the House of Representatives, with certain amendments, to which they invite the concurrence of the House, to-wit:

A bill to incorporate the McClusky Gold Mining company.

A bill to change the name of the Confederate Fire and Marine Insurance company, and to make more definite the liabilities of stockholders.

A bill to incorporate the Empire State Manufacturing company, in the county of Newton.

A bill to amend the first number of section 1954, 2d article, part 2nd, title 3rd, and chapter 2d, of the Code.

The Senate have concurred in the resolution of the House of Representatives, appointing a joint committee to examine the State Library for certain purposes therein specified, and have appointed on their part, a committee consisting of Messrs. Carter and Simmons.

The Senate have also concurred in the amendment of the House of Representatives, to the following bills of the Senate, to-wit:

A bill for the relief of Arthur Hutchison, of the county of Campbell, Administrator of the estate of Benj. G. Barker, deceased.

A bill to incorporate the Kenesaw Mining company.

The following bills of the House of Representatives, have been rejected by the Senate, to-wit :

A bill to compel the several Rail Road companies of this State, to furnish separate cars for persons of color.

A bill to authorize the Inferior Courts to make out jury lists and draw juries, for the Superior Courts, whenever the jury boxes have been lost or destroyed, or whenever juries have not been drawn, by the Judge of the Superior Court, and for other purposes.

Mr. Adams, Chairman of the committee on Finance, submitted the following report :

Mr. Speaker :—The Committee on Finance, have had under consideration the following resolution, to-wit :

A resolution requesting the Governor to purchase copies of Welborn's Pamphlet, for certain officers, therein named, and pay for the same.

The Committee recommend the adoption of the resolution, with the following amendment, to-wit :

By striking out all after the words present session, down to the words, "and that the Governor pay, &c", and insert the following, in lieu thereof, to-wit :

"To each of the Clerks of the Superior and Inferior Courts, and to the Ordinaries of each county, in this State.

F. W. ADAMS.

On motion the rule was suspended, and the resolution restricting the introduction of new matter, and fixing the day of adjournment, was taken up.

Mr. J. J. Jones moved to strike out "the 20th," and insert "Tuesday next", which motion was lost.

Mr. McWhorter, of Greene, moved to insert "the 24th inst", which amendment was agreed to. Also, to strike out that portion fixing the day of adjournment, which was agreed to.

Mr. Ridley moved to add the words "unless by consent of two-thirds of the members voting", which was agreed to.

The resolution as amended, was adopted.

Mr. Smith, of Hancock, reported a bill to define and provide for fixing the time from which records shall be counted, in cases where the recording has been, or hereafter may be, delayed from the want of books, in the proper office.

Mr. Morel, of Effingham, reported a bill to incorporate the town of Springfield, to appoint commissioners for the same, and for other purposes.

Mr. Sims, of Bartow, reported a bill to authorize the Inferior Court of Bartow county, to issue bonds, to raise revenue for county purposes.

Mr. Ridley, of Troup, reported a bill to incorporate the North-Georgia Mining and Manufacturing company.

Mr. J. J. Jones, of Burke, reported a resolution in reference to the public debt in this State.

Mr. Mallard, of McIntosh reported a bill to allow Clerks of the Superior and Inferior Courts, of McIntosh county, to keep their offices more than one mile from the Court-House.

Mr. Frost, of Troup, reported a bill to incorporate the Alabama and Georgia Manufacturing company.

Mr. Moses, of Muscogee, reported a bill to repeal section 1955, of the Code of Georgia.

Mr. Adams, of Clarke, reported a bill to authorize the Superintendent of the Western and Atlantic Rail Road, and the Treasurer of the State, to execute a bond for the payment of certain purchases from the United States, and to pledge the faith of the State for the payment thereof.

The House took up the special order, to-wit :

The report of the committee on the bill authorizing his Excellency the Governor, to issue bonds of the State, whereby to raise money for the purposes of the State, and to pay past indebtedness, and pledging the income of the Western and Atlantic Rail Road, for the raising of a sinking fund and for other purposes, for which the committee had reported a substitute.

Mr. Moses moved to recommit the bill to the committee on Finance, with certain instructions, which motion prevailed.

On motion of Mr. Ridley, the majority and minority reports, from the committee on the Lunatic Asylum, was made the special order for Monday next.

The House took up the amendment of the Senate, on the bill allowing the redemption of lands, forfeited or sold, for taxes due the State, or any county or city thereof, by paying the taxes of each, and the legal interest thereon, together with costs which may have accrued, and concurred in the same.

The House took up the Senate amendments to the bill to legalize marriages between first cousins, which have been contracted since 11th December 1863, and concurred in the same.

The House took up the report of the committee on the bill to incorporate the Central Georgia Manufacturing company.

The report was agreed to, the bill was read the third time and passed.

Mr. Mitchell, from the committee on Enrollment, reported as duly enrolled, and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit :

An act to repeal the 2nd section of an act, entitled an act to provide for the payment of officers presiding at the polls, on elections hereafter to be held in Taliaferro county, and for other purposes therein mentioned.

An act to authorize the Inferior Court of Camden county to regulate and provide the rates of ferriage, in said county, and for other purposes.

An act to alter and amend an act, to constitute the town of Cuthbert, Randolph county, a city, to provide for the election of officers, define the powers of the several officers of said city, as well as said corporation; to extend the limits of Cuthbert, and for other purposes, assented to December 19th, 1859.

An act to change the time of holding the Superior Courts in the counties of Floyd, Polk, Paulding, and Campbell, of the Tallapoosa circuit.

Mr. Mitchell, from the committee on Enrollment, reported as duly enrolled, and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act to incorporate the Kenésaw Mining company, of Georgia.

An act for the relief of Arthur Hutchison, of the county of Campbell, Administrator on the estate of Benjamin G. Barker, deceased, against a tax *fi fa*, issued by the Tax-collector of the county of Clinch.

An act to authorize the use of the water power, on the reserve, at Indian Spring, with the privilege of building saw and grist mills thereon.

The House took up the report of the committee on the bill to incorporate the Gate City Foundry and Car Machine Works.

The report was agreed to, and the bill was read the third time and passed.

The bill to provide freedmen with certificates of employment, and to punish persons who employ freedmen, knowing them to be in the employ of others, was laid on the table for the present.

The House took up the report of the committee on the bill to encourage and protect the citizens of this State, in raising stock, for which the committee had reported a substitute.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to regulate the manner of disposing and dividing the common school fund, in and for Echols county, for which the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to appoint a Superintendent of roads and bridges, in the county of Wilkes.

Mr. Moses, offered a substitute for said bill, which, after being amended, was received in lieu of the original.

The report of the committee as amended, was then agreed to, the bill was read the third time and passed.

On motion of Mr. Dodson, the Senate bill designated as the stay law, was made the special order for Friday next.

The House took up the report of the committee on the bill to amend the 3478th section of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to add an additional section to the penal Code, for which the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

Mr. Mitchell, of Thomas, Chairman *pro tem* of the Enrolling committee, reported as duly enrolled, and ready for the signatures of the Speaker of the House of Representatives, and President of the Senate, the following acts, to-wit :

An act to amend section three thousand three hundred and twenty, of the Code of Georgia.

Also, an act to change the county line between the counties of Upson and Crawford, so as to include the residence and farm of Leonard Worthy, of the county of Crawford, in the county of Upson.

Also, an act to repeal an act to amend the charter and corporate laws of the City of Milledgeville, as to the mode of electing Aldermen, assented to March 7th, 1865.

Also, an act to authorize the Justices of the Inferior Court of Scriven county, to levy a tax for the support of the widows and orphans of deceased or disabled soldiers, of said county.

Also, an act to declare valid, all official acts of the civil officers, (both principals and deputies,) of this State, whether said officers have been pardoned by the President of the United States, or not.

Also, an act to authorize the appointment of Vendue Masters in the several incorporated towns and cities of this State.

Also, an act to repeal an act, entitled an act, to increase the per diem pay of teachers, entitled to the benefit of the poor school fund of this State, assented to March 3rd, 1865, and for other purposes.

Also, an act to amend the 6th, 8th, and 11th, sections of an act, incorporating the town of Georgetown, in Quitman county, and to add additional sections thereto.

Also, an act for the relief of Martha A. Lester, of the county of Fulton.

Also, an act to extend the time in relation to issuing grants on head rights, so as to extend the time for granting the same, until the 25th day of December 1868, and to authorize the Secretary of State to issue grants to all surveys now in office.

Also, an act to incorporate the town of Steadman, in the county of Newton, and to confer upon the citizens of said town, the privilege of electing commissioners, with certain rights and powers therein enumerated.

Also, resolution requesting the Comptroller General to furnish certain information in regard to the Banks of this State.

The House took up the report of the committee on the bill to regulate Court costs in certain cases.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to amend the election laws of this State, was read the third time and lost.

The House took up the report of the committee on the bill to allow parties time to make out their writs of certiorari, &c., for which the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to authorize the Inferior Court of Terrell county, to levy a tax for certain purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to authorize any Sheriff, or Constable, in any county in this State, to make arrests in any county in this State, without regard to the residence of such arresting officer.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to provide for the payment of teachers of poor schools, for the year 1865.

The report of the Committee was agreed to, the bill was read the third time and passed.

- The bill to amend an act, entitled an act, to amend an act, entitled an act, to improve the navigation of the great Ogeechee river, &c., was laid on the table for the present.

The bill to regulate and protect the mechanic arts in this State, and for other purposes, was referred to a special committee of seven, consisting of Messrs. McWhorter, Dodson, Kibbee, Cloud, Smith of Hancock, Johnston of Pierce, and Shepard.

The House took up the report of the Committee on the bill to define the liabilities of Rail Roads, and Express Companies, in certain cases therein mentioned.

The report was agreed to, and the bill was lost.

The House took up the report of the committee on the bill to ratify certain contracts of Executors, Administrators, Guardians and Trustees, made with free persons, and to authorize the making of contracts, for the future, and for other purposes, for which the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to appropriate money to pay D. B. Sanford, to bring up the unfinished business of the late clerk of the Supreme Court, R. E. Martin, deceased, and went into committee of the whole, (Mr. Gartrell in the chair,) to consider the same, and having spent some time therein, the committee arose and reported the same back to the House without amendment.

The report of the committee was agreed to, the bill was read the third time and passed.

The following bills were read the third time and lost, to-wit :

A bill to amend the 3883th section of the Code of Georgia, in regard to the establishment of lost papers.

Also, a bill to increase the jurisdiction of Justices Courts, &c.

Also, a bill to authorize the Governor to order elections of county officers, in certain cases.

The bill to authorize Executors, Administrators, Guardians and Trustees, to receive in payment, the treasury notes of the United States, or the notes of the national banks, and to invest in United States securities, was laid on the table for the present.

On motion, the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled.

Leave of absence was granted to Mr. Johnson, of Wilcox, on account of sickness.

The House took up the Senate amendment to the bill to alter and amend the 1st number of section 1954, of the Code and concurred in the same.

The House took up the Senate amendment to the bill to change the name of the Confederate Fire and Marine Insurance company, and to make more definite the liabilities of the Stockholders, and concurred in the same.

Also, concurred in the Senate amendments to the bill to incorporate the McClusky Gold Mining company.

Also, concurred in the amendments of the Senate, to the bill to incorporate the Empire State Manufacturing company, in the county of Newton.

The House took up the report of the committee on the bill to change and define the times of holding the Superior Courts of the several counties of the Western Judicial circuit.

The report of the committee was agreed to, the bill was read the third time and passed.

Mr. Hill, from the committee on Banks, made the following report:

Mr. Speaker:—The committee on Banks, to whom was referred a bill to be entitled an act to incorporate the Gate City Insurance and Banking company, of the city of Atlanta, have had the same under consideration, and report the same back to the House, with an amendment, and recommend that it do pass.

Also, a bill to be entitled an act to amend an act entitled an act to incorporate an Insurance company in the city of Augusta, to be called the Commercial Insurance co. of Augusta, assented to April 18th, 1863, and report the same back with a recommendation that it do pass.

THOS. W. J. HILL,

Chairman *pro tem*.

The House took up the report of the Committee on the Senate bill to incorporate Cherokee Mining and Manufacturing company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Blairsville Mining and Manufacturing company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to authorize the Inferior Court of Greene county, to levy an extra tax for the purpose of building a bridge across the Oconee river, to repair the bridges of said county, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The bill to authorize Joseph J. Kirkland, a disabled soldier, to peddle without license, in certain counties, was read the third time and lost.

The House took up the report of the committee on the bill to incorporate the Chestatee River and Long Branch Hydraulic Hose Mining company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to vest in lumber dealers, a lien upon buildings constructed with the lumber sold by them, and for other purposes.

The report of the Committee was agreed to, the bill was read the third time and lost.

Mr. Smith, of Hancock, of the joint committee of both branches of the General Assembly, to which was referred so much of the Governor's message as relates to the public buildings, grounds, &c., made the following report:

Mr. Speaker:—The joint committee of both branches of the General Assembly, to which was referred so much of the Governor's message, as relates to the public buildings, grounds, &c., have had the same under consideration, and direct me, after careful examination of the same, to make the following report:

The condition of the capitol, together with the dilapidated state of the present inclosure, renders it absolutely necessary, that speedy repairs be made. Your committee does not consider it necessary, to direct more particularly, the attention of the General Assembly, to the condition of the public property, which speaks for itself. They recommend therefore that ample appropriations be made for the purposes above alluded to, and recommend the passage of the accompanying bill.

T. J. SMITH,
Chairman House Committee.

The House took up the report of the committee on the bill to incorporate the Oostapaula Steamboat company, with powers of Insurance, which was referred to the committee on the Judiciary.

Also, a Senate bill to incorporate the Savannah Steamboat company, with powers of Insurance.

The bill to amend an act, entitled an act, to incorporate an Insurance company in the city of Augusta, to be called the Commercial Insurance company of Augusta, assented to April 18th, 1863, was laid on the table for the present.

The Senate bill to alter paragraphs 4598 and 4607, of the Code of Georgia, was read the third time and lost.

Mr. Cook, of Irwin, moved that when this House adjourn it do adjourn until to-morrow morning, 9 o'clock.

Mr. Moses moved to amend the motion, by striking out "to-morrow morning", and insert "Friday morning", upon which, the ayes and noes were required to be recorded, and resulted in ayes 58, and noes 61.

Those voting in the affirmative are Messrs:

Adams,	McDowell, of Pike,	Russell, of Musco-
Atkinson,	McRae,	gee,
Bush,	McWhorter,	Seandrett,
Burch,	of Greene,	Shepard,
Cloud,	McWhorter, of Ogle-	Sims, of Bartow,
Dart,	thorpe,	Simms, of Newton,
Durham,	Morrell,	Smith, of Hancock,
DuBose,	Morris, of Franklin,	Stallings,
Edge,	Mitchell, of Thomas,	Starr,
Fincannon,	Moses,	Stewart,
Frost,	Moughon,	Sumner,
Gross,	Pickett,	Swann,
Harden,	Phillips,	Swearingen,
Hollis,	Ragsdale,	Tench,
Howard, of Lump-	Ridley,	Tucker,
kin,	Robinson, of Lau-	Wilburn,
Hockenhull,	rens,	Willis,
Jones, J. J. of	Robson,	Williams, of Bryan,
Burke,	Rogers,	Woods, of Floyd,
Lawson,	Roundtree,	Woods, of Morgan,
McComb,	Russell, of Chatham,	Woodward,
McDowell of Heard,	Sale,	

Those voting in the negative, are Messrs :

Asbury,	Glenn,	McLendon,
Baynes,	Grogan,	Mizell,
Bennett,	Gunnells,	Morrow,
Benson,	Hand,	Mitchell, of Gwin-
Boyd,	Harlan,	nett,
Brock,	Hargett,	Montgomery,
Cameron,	Hicks,	Oates,
Candler,	Hill,	Quillian,
Carter,	Holliday,	Rhodes,
Cook,	Humphreys,	Robertson,
Colley,	Hughes, of Twiggs,	Rumph,
Dickson of Walker,	Hughes of Union,	Sharp,
Dixon, of Macon,	Johnson, of Forsyth,	Shaw,
Ellington,	Johnson, of Pierce,	Smith, of Clinch,
Evans,	Jones, J. B., of Burke,	Stapleton,
Ford,	Maddox, of Fulton,	Stanfield,
Fraser,	Martin,	Stanton,
French,	McCutchen,	Umphrey,

Wall,	Williams of Bulloch, Winningham,
Watkins,	Williams, of Dooly, Womble,
White,	Wilkerson,

Ayes 58, Nays 61; So the motion was lost.

Mr. Adams moved to amend, by inserting "8½ o'clock Friday morning," which amendment was lost.

Mr. Cook's motion prevailed.

On motion, Mr. Stallings of Coweta, was added to the committee on Manufactures.

On motion of Mr. Smith, of Hancock, the use of the Representative Hall was granted to Hon. A. H. Stephens, in which to address the General Assembly on to-morrow.

The following Senate bills were read the 2nd time, and committed for a third reading, to-wit :

A bill to enlarge the powers of the city Council of Augusta.

Also, a bill to change the terms of the Superior Courts of Worth county.

Also, a bill to extend the corporate limits of the city of Rome.

Also a bill to alter and amend the 4293rd section of the Penal Code.

Also, a bill to amend the 3866th section of the Code of Georgia, so far as relates to the county of Chatham.

The following bills of the Senate, were read the first time to-wit :

A bill to incorporate the North-American Fire Insurance company, of Atlanta.

Also, a bill to incorporate the Rome Gas Light company.

Also, a bill to incorporate Wahatchee Mining company.

Also, a bill to incorporate the Oostanaula Steamboat company, with powers of Insurance.

Also, a bill to authorize the introduction of oral evidence, to establish advancements of real estate, in certain cases, and to define the mode of procedure, whereby the title to real estate may be secured and quieted.

Also, a bill to repeal section 4413th, of the Code of Georgia.

The following bills of the Senate, were read the second time, and referred to the committee on the Judiciary, to-wit :

A bill to amend the 1350 section of the Code of Georgia.

Also, a bill to reduce the bonds of the Sheriffs of certain counties herein named.

Also, a bill amendatory of the law relating to the establishment of lost papers.

Also, a bill to incorporate the American Industrial Insurance company.

Also, a bill to allow all persons, residents of this State, who were maimed in the late war, to peddle and vend goods, wares and merchandise, in any county in this State, under certain restrictions therein provided.

Also, a bill to carry into effect the 9th clause of section 1st, article 5th, of the Constitution of this State, in reference to the marriage relation between white persons and persons of African descent.

Also, a bill to prevent the illegal seizure, detention or removal of property, in this State, and to prescribe the punishment for the same.

The bill to amend an act, entitled an act, to incorporate the Oglethorpe Insurance company, of Savannah, assented to Nov. 22d, 1863, was read the second time, and referred to the committee on Banks.

Also, a bill to incorporate the Mining Manufacturing and Improvement company.

The Senate bill to add lots of land number 33, 34, 35 and 40, in the 18th district, and 3rd section, of Bartow county, to the county of Paulding, was read the first time.

Mr. Smith, of Hancock, from a special committee, reported a bill to appropriate a sufficient sum of money to repair the capitol, and for other purposes, which was read the 1st time.

On motion, the House adjourned until 9 o'clock to-morrow morning.

THURSDAY, FEBRUARY 22ND, 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain:

On motion of Mr. Moses, the House reconsidered so much of the Journal of yesterday as relates to the action of the House in concurring in the amendment of the Senate to the bill legalizing the intermarriage of first cousins, &c.

Mr. Brock moved a reconsideration of so much of the Journal of yesterday as relates to the loss of the bill increasing the jurisdiction of Justices Courts, which motion was lost.

Mr. Cook, of Irwin, moved to reconsider so much of the Journal of yesterday as relates to the passage of the bill incorporating the Blairsville Mining and Manufacturing Co., which motion prevailed.

Leave of absence was granted to Mr. Gunnells, of Banks, for a few days on account of sickness.

Mr. McWhorter, chairman of the committee on new counties and county lines, submitted the following report:

Mr. Speaker:—The committee on new counties and county lines, have had under consideration the following bills, to-wit:

An act to change the county lines between the counties of Spalding and Pike. The committee recommend that this bill do pass.

An act to change the county lines between the counties of Henry and Butts. The committee recommend that this bill do pass.

Also an act to change the county lines between the counties of Laurens and Wilkinson. The committee recommend that this bill do pass.

Also a bill to be entitled an act to change the county lines between the counties of Cobb and Paulding. The committee recommend that this bill do not pass.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have passed the following bills, to-wit:

A bill to organize and establish an Orphan's Home in this State by a unanimous vote.

A bill to repeal an act entitled an act to require the incorporated Cotton and Wool Factories in this State to publish lists of their stockholders, assented to Dec. 9th 1862, and to remit the penalties incurred.

A bill to give certain powers to the Judge of the City Court of Savannah, and to prescribe certain practice in said Court, and for other purposes.

The Senate have also passed the following bills of the House of Representatives, to-wit:

A bill to revive, alter and amend an act entitled an act to incorporate an Insurance Company in the city of Columbus to be called the Merchants Insurance Company of Columbus, assented to Dec. 14th, 1864, and to change the name to Merchants and Planters Insurance Company of Columbus, Ga.

A bill to authorize the Inferior Court of the county of Twiggs to borrow money to pay the indebtedness of the county, and for other purposes.

A bill to authorize the Inferior Court of Early county to levy and collect an extra tax to pay for the provisions heretofore purchased by them for the poor of the county, and for the use of disabled soldiers and their families.

A bill to consolidate the offices of Tax Collectors and Receivers of Tax Returns in the counties of Effingham and Gilmer.

A bill to repeal an act to authorize the trustees of Glynn County Academy to lease and sell the same.

A bill to change the name of the Milledgeville Rail Road Company, and for other purposes.

A bill to amend the act incorporating the town of Black-shear, in Pierce county, approved Dec. 16, 1859.

A bill to amend an act incorporating an Insurance Co. to be called the Great Southern Insurance Company, assented to Dec. 17th, 1861.

Also a bill to add an additional section to an act incorporating the town of Fayetteville, assented to Dec. 20th, 1823, and to amend section 3rd of said act.

A bill to repeal all but the 5th and 9th sections of an act entitled an act additional to an act to incorporate the town of Brunswick, and to define its jurisdictional limits.

A bill to amend an act to incorporate Skidaway Shell Road Company, assented to Dec. 22nd, 1857.

A bill to repeal an act entitled an act the better to regulate the liquor traffic in the counties of Taliaferro, Greene, Washington and Henry, assented to Dec. 12th, 1860, so far as relates to the county of Taliaferro.

The Senate have passed the following bills of the House of Representatives, with amendments, to which they ask the concurrence of the House, to-wit:

A bill to allow the Ordinary of Polk county to keep the records and papers of his office at his residence until the building of a Court House in said county.

A bill to appropriate money to repair and wind up the State House clock for the year 1866.

The Senate have receded from their amendments to the amendments of the House of Representatives to the following bills of the Senate, to-wit:

A bill to incorporate the Georgia and Alabama Mining and Manufacturing Company.

A bill to incorporate the Georgia Mining and Manufacturing Company.

The Senate have agreed to a joint resolution in reference to the selection of a site for the location of the Penitentiary, to which the concurrence of House of Representatives is respectfully solicited.

Mr. Mitchell, of Thomas, chairman pro tem. of the enrolling committee, reported as duly enrolled and ready for the signatures of the Speaker of the House of Representatives and President of the Senate, the following acts, to-wit:

An act to amend an act entitled an act to incorporate the Mechanics Saving Association of the city of Columbus, assented to April 13th, 1863.

Also an act to amend the second section of an act entitled an act to incorporate the Empire State Iron and Coal Mining Co., and to confer certain powers and privileges thereon, passed over Governor's veto by Senate and House of Representatives, Dec. 9th, 1862.

Also an act to amend an act entitled an act to incorpor-

ate the Etowah and Auraria Hydraulic Hose Mining Co., approved Dec. 7th, 1859.

Also an act to exempt from road and jury duty Professors of Colleges and teachers of public or county schools in this State.

Also an act to amend sections seventeen hundred and seventy-five, and seventeen hundred and seventy-six of the new Code of Georgia, relative to orphans.

Also an act to amend the 4613th section of the Code of this State.

Also an act to amend the 349th section of the Code of Georgia.

Also an act to amend the 4391st section of the Code of Georgia.

Also an act to alter the road laws of this State, and to amend the 585th, 588th, 594th, 602nd and 604th sections of the Code of Georgia.

Also an act to change the time of holding the terms of the Superior Court of Muscogee county.

Also an act to authorize the Justices of the Inferior Court of Bartow county to settle or compromise the bonds of said county, that are now due and unpaid, and to issue new bonds for the same.

Also an act to define certain acts of trespass and make the same penal.

Also an act to incorporate the town of Wrightsville, in the county of Johnson, to appoint commissioners for the same, and for other purposes therein mentioned.

Also an act relative to bonds of trustees.

Also an act for the relief of R. L. Haynes, M. J. Seals, A. H. Teasly, Isham Teasly, Hampton Smith, J. M. Childress, A. P. McPherson, S. F. Kincannon, W. P. Brown, R. A. Camp and L. P. Brown, of Milton county, in this State, securities of B. T. Handley, who was indicted under the name of Thomas Handly, at the March term of the Superior Court, 1865, of said county of Milton, for the offence of robbery.

Also a resolution appointing a committee to examine State Library.

Mr. Kibbee, from a special committee, submitted the following report:

The special committee of two members from the Senate and three from the House, appointed for the purpose of examining the State Library, and reporting, by resolution, upon the propriety of distributing the surplus and useless books in the same, respectfully report that they have, in accordance with said resolution, discharged said duty, and beg leave to submit the following as the result of their investigation:

Your committee find, upon examination, surplus books in said Library to the number of between twelve and fifteen hundred volumes, composed principally of Hines' Forms, Schley's Digest, Cobb's Statutes and Forms, Reese's Manual, Dawson's Compilation, White's Historical Collections, and the Acts and Journals of the General Assembly, from the year 1850, to present date.

These books are greatly in excess of any possible demand therefor, and are of no practical utility, but, on the contrary, are an incumbrance to said Library; and, with a view to relieve the same of the accumulation of useless matter now on hand, your committee would respectfully submit and recommend the adoption of the resolution herewith submitted.

CHAS. C. KIBBEE,

Chairman House Committee.

A report from the Comptroller General was received, in response to a resolution asking for certain information, which was referred to the committee on Finance.

The House took up the reconsidered amendment of the Senate to the bill legalizing the intermarriage of first cousins, and disagreed to the same.

The House took up the special order, to-wit: the report of the committee on the bill to authorize the Inferior Courts of the several counties to levy and collect an extra tax for the benefit of indigent soldiers and indigent families of deceased soldiers of the late Confederate and State troops, and for other purposes therein mentioned.

Mr. Stewart, of Spalding, moved to refer said bill, with a resolution of instructions, to the Finance Committee.

Mr. Moses moved to amend the resolution of instructions by striking out "\$300,000" and inserting "\$1,000,000," which amendment was lost.

The question then occurred upon Mr. Stewart's motion to refer with instructions, and upon which the ayes and noes were required to be recorded, and resulted in ayes 61, and noes 75.

Those voting in the affirmative are Messrs:

Adams,	Dickson	Walker,	Howard	of Lump-
Atkinson,	Dodds,		kin,	
Baker,	Durham,		Hockenhull,	
Benson,	Edge,		Hodges,	
Bragg,	Fincannon,		Hughes	of Union,
Brown of Early,	Frazer,		Johnson	of Henry,
Brown of Houston,	Frost,		Kirby,	
Brock,	Gartrell,		Maddox	of Fulton,
Byington,	Gross,		McDowell	of Heard,
Candler,	Harden,		McDowell	of Pike,
Cloud,	Hill,		Morris	of Franklin,
Dart,	Howard	of Bartow,	Morrow,	

Mitchell of Thom-	Rhodes,	Stallings,
as,	Robertson,	Stanfield,
Montgomery,	Rogers,	Starr,
Oates,	Russell of Musco-	Stanton,
Peeples,	gee,	Stewart,
Pickett,	Sale.	Swearingen.
Phillips,	Sharp.	Teuch,
Powell,	Shaw,	Thomas,
Quillian,	Shepherd,	Winningham,
Ragsdale,	Simms of Bartow,	Woods of Floyd.

Those voting in the negative are Messrs:

Alexander,	Hughes of Twiggs,	Roundtree,
Asbury,	Johnson of Forsyth,	Rumph,
Baynes,	Johnson of Pierce,	Russell of Chatham,
Bennett,	Jones, J. B., of	Scandrett,
Boyd,	Burke,	Simms of Newton,
Bush,	Jones, J J, of Burke,	Smith of Clinch,
Burch,	Kibbee,	Smith of Hancock,
Byrd,	Lindsay,	Snead,
Cameron,	Mallard,	Speer,
Cook,	Martin,	Stapleton,
Colley,	McCutchen,	Sumner,
Davenport,	McComb,	Swann,
Dodson,	McLendon,	Tucker,
DuBose,	McRae,	Umphey,
Ellington,	McWhorter of	Wall,
Evans,	Greene,	Watkins,
Ford,	McWhorter of	White,
French,	Oglethorpe,	Wicker,
Glenn,	Mizell,	Wilburn,
Grogan,	Morell,	Willis,
Hand,	Mitchell of Gwin-	Williams of Bryan,
Harlan,	nett,	Williams of Bulloch,
Hargett,	Moses,	Williams of Dooly,
Hicks,	Moughon,	Wood of Morgan,
Holliday,	Ridley,	Woodward,
Hollis,	Robinson of Lau-	Womble.
Hudson,	rens,	
Humphreys,	Robson,	

Ayes 61, noes 76. So the motion was lost.

And pending the consideration of said bill, on motion, the House adjourned until 9 o'clock to-morrow morning.

FRIDAY, FEBRUARY 23RD, 1866. }
 9 o'clock, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

On motion of Mr. Kibbee the House took up the report of the committee to examine the State Library, to-wit: a resolution authorizing the distribution or disposition of surplus books in the State Library by the State Librarian, under direction of the Governor, and for other purposes.

The resolution was adopted, and ordered to be sent forthwith to the Senate.

The resolution in reference to the payment of the public debt of the State was referred to the committee on Finance.

Mr. Snead, of Richmond, reported a bill to incorporate the City Loan Association and Savings Bank of Augusta.

Mr. Moses, of Muscogee, reported a bill to amend an act entitled an act to incorporate the Georgia Home Insurance Company.

Mr. Moses, chairman of the Judiciary committee, submits the following report:

Mr. Speaker: The committee on the Judiciary have had the following bills under consideration; and report as follows, to-wit:

A bill to be entitled an act to confer upon the Justice Courts of the State of Georgia criminal jurisdiction in all cases of larceny, where the amount of the theft is not over twenty dollars, and prescribe punishment for the same.— Recommend this bill do pass.

Also, a bill to be entitled an act to incorporate the Oostanaula Steamboat Company with powers of insurance.— Recommend this bill do pass, with the following amendments, by adding at the end of second section “stockholders shall be liable jointly and severally for the debts due by said corporation while they are members thereof.” Also a bill to be entitled an act to repeal an act assented to Dec. 12th, 1863, amendatory of the 2480th section of the revised Code of Georgia. The committee recommend a substitute which they recommend do pass.

Also, a bill to be entitled an act to alter and amend chapter fourth, article first, part second, title second, in relation to indentured servants and apprentices. The committee report a substitute which they recommend do pass.

Also, a bill to be entitled an act to allow Executors to resign their trust. The committee report a substitute which they recommend do pass.

Also, a bill to be entitled an act to carry into effect the 6th section of the second article of the Constitution, and to prescribe the manner in which certain powers herein named, shall be exercised by the Superior Courts of this State. The committee report a substitute which they recommend do pass.

Also, a bill to be entitled an act to reduce the bonds of

Sheriffs of the county of Dooly, in this State. Recommend this bill do not pass.

Also, a bill to be entitled an act to prohibit white persons from purchasing certain articles from negroes under a certain penalty. Recommend this bill do not pass.

Also, a bill to be entitled an act to alter and repeal certain sections of the Code of Georgia relating to Masters in Chancery and Auditors. Recommend this bill do not pass.

Also, a bill to be entitled an act to prevent settlements by freedmen on lands, without any visible means of support; and to punish white persons who encourage such settlement. Recommend this bill do not pass.

Also, a bill to be entitled an act to prohibit negroes, mulattoes, or other persons of African descent, from other States, Countries, or Territories, from settling or residing in this State, and to protect the same class of persons in this State. Recommend this bill do not pass.

Also, a bill to be entitled an act to increase the fees of the Clerk of the Superior Court, Ordinaries, Clerks, Sheriffs, and other county officers. The committee report the re-referred substitute, and recommend it do pass as amended.

Also, a bill to be entitled an act in relation to Banks and Bank officers, and Stockholders in Banks, and to repeal the proviso in the 1445th section of the Code of Georgia, and to repeal the 3283rd, 3284th, 4324th and the 4326th sections of the Code of Georgia, and for other purposes. The committee report a substitute which they recommend do pass in lieu of the original.

The committee recommend that the following bills be indefinitely postponed, the committee having previously recommended a stay law bill :

A bill to be entitled an act to restrain and regulate the levy and sale of the property of debtors under execution for a given period.

Also, a bill to be entitled an act to exempt from levy and sale property in the State of Georgia, for the year 1866.

Also, a bill to be entitled an act for the relief of judgment debtors.

Also, a bill to be entitled an act to prevent the levy and sale of the property of debtors of this State until such time as therein specified.

Also, a bill to be entitled an act for the relief of the people of this State.

Also, a bill to be entitled an act for the relief of debtors of this State.

Also, a bill to be entitled an act to suspend the collection of debts by levy and sale of property under executions till the 1st day of January, 1867.

Also, a bill to be entitled an act for the benefit of the honest debtors of this State.

Also, a bill to be entitled an act to grant relief to the people of this State.

Also, a bill to be entitled an act for the relief of defendants in execution, and for other purposes therein contained.

The committee have also had under consideration the following Senate bills:

A bill to be entitled an act to exempt from levy and sale certain property of every debtor in this State, and for other purposes.

The committee report a substitute which they submit to the Legislature without recommendation in lieu of the original.

Also, a bill to be entitled an act to authorize and regulate contracts between master and servant for labor to be performed, and for other purposes.

The committee report this bill back without recommendation.

A bill to be entitled an act to incorporate the American Industrial Insurance Company.

The committee recommend that this bill be referred to the Manufacturing committee.

R. J. MOSES, Chairman.

The following message was received from the Senate through Mr. Snead, their Secretary *pro tem*, to-wit:

Mr. Speaker: I am directed by the Senate to inform the House of Representatives that the Senate have granted leave of absence on account of sickness to Mr. Weems, their Secretary, and have elected Fletcher T. Snead, Esq., their Secretary *pro tem*.

The following message was received from the Senate through Mr. Snead, their Secretary *pro tem*, to-wit:

Mr. Speaker: The Senate have agreed to a joint resolution requesting the Post Master General to recommend the establishment of certain mail routes, and I am directed to transmit the same forthwith to this branch of the General Assembly.

The following message was received from His Excellency, the Governor, by Mr. Williams, his Secretary, to-wit:

Mr. Speaker: I am directed by the Governor to deliver to the House of Representatives a communication in writing, with accompanying documents.

On motion said communication was taken up and read, and is as follows:

EXECUTIVE DEPARTMENT, }
Milledgeville, 22nd February, 1866. }

To the House of Representatives:

In compliance with a joint resolution of the General Assembly calling for a report from the committee on State Finances, appointed by the recent Convention, I herewith transmit to your body, in which it originated, the report of that Committee, this day received.

Accompanying the report is a communication addressed to me stating their appointment of a Secretary, his services, and compensation due to him; also, accounts filed with the committee by persons summoned here as witnesses to testify concerning transactions of State officers or agents, of which they were supposed cognizant.

As the compensation of the Secretary and witnesses was not provided for by the Convention, I respectfully refer the matter to the consideration of the General Assembly.

CHARLES J. JENKINS,
Governor.

Mr. Mitchell, of Thomas, chairman *pro tem* of the Enrolling committee, reported as duly enrolled and ready for the signatures of the Speaker of the House of Representatives, and the President of the Senate, the following acts, to-wit:

An act to change the name of the Milledgeville Railroad Company, and for other purposes.

Also, an act to authorize the Inferior Court of the county of Twiggs to borrow money to pay the indebtedness, and for other purposes, of said county.

Also, an act to amend an act to incorporate the Skidaway Shell Road Company, and for other purposes therein named, assented to December 22nd, 1857.

Also, an act to repeal an act entitled an act the better to regulate the liquor traffic in the counties of Taliaferro, Greene, Washington and Henry, and for other purposes, assented to December 12th, 1860, so far as the said act relates to the county of Taliaferro.

Also, an act to repeal an act to authorize the Trustees of Glynn County Academy to lease or sell the Academy.

Also, an act to amend the act incorporating the town of Blackshear, in Pierce county, approved December 16th, 1859.

Also, an act to amend an act to incorporate in the State of Georgia an Insurance Company to be called the Great Southern Insurance Company, assented to December 17th, 1861.

Also, an act to revive, alter and amend an act entitled an act to incorporate an Insurance Company in the city of Columbus, to be called the Merchants Insurance Company of Columbus, Georgia, assented to November 14th, 1864, to

change the name to the Merchants & Planters Insurance Company, of Columbus, Georgia.

Also, an act to consolidate the offices of Receiver of Tax Returns and Tax Collector for the counties of Effingham and Gilmer.

Also, an act to authorize the Justices of the Inferior Court of the county of Early, in this State, to levy and collect an extra tax to pay for provisions heretofore purchased by them for the poor of said county, and for the use of disabled soldiers, and their families.

Also, an act to repeal all but the fifth and ninth sections of an act entitled an act additional to an act to incorporate the town of Brunswick, in the county of Glynn, to define its jurisdictional limits, &c., &c.

Also, an act to add an additional section to an act incorporating the town of Fayetteville, assented to December 20th, 1823, and to amend section 3rd, of said act.

Also, an act allowing the redemption of lands forfeited or sold for taxes due the State, or any county or city thereof, by paying the taxes of each, and the legal rate of interest per annum thereon, together with costs which may have accrued.

Mr. Mitchell, from the committee on Enrollment, reported as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit :

An act to amend the charter of the Dalton & Jacksonville Railroad Company, and acts passed in relation to the same.

An act to incorporate the Atlanta Street Railroad Company, and for other purposes.

An act to incorporate the North Georgia Mining & Manufacturing Company.

An act to incorporate the Georgia and Alabama Mining & Manufacturing Company.

Mr. Stewart, from the committee on Manufactures, submitted the following report :

MILLEDGEVILLE, February 23, 1866.

Mr. Speaker :

The committee had under consideration a bill entitled an act to incorporate the Columbus Manufacturing Company, which they report back to the House without recommendation.

Also had under consideration a bill entitled an act to incorporate the Columbus Manufacturing Company, and for other purposes, which they report back with a recommendation that it be amended, and do pass.

Also, had under consideration a bill to be entitled an act

to incorporate the Little River Mining Company, which they report back and recommend it do pass.

Also, a bill to be entitled an act to incorporate the Cuthbert Manufacturing Company, and to confer certain powers and privileges thereon, which they recommend do pass with amendments.

Also, a bill to be entitled an act to incorporate the Steam Cotton Mill Company, which they recommend do pass with amendments:

JNO. D. STEWART,
Chairman Committee on Manufactures.

Leave of absence was granted to Mr. Baynes, of Jasper, for a few days on special business.

The following message was received from His Excellency, the Governor, by Mr. Williams, his Secretary, to-wit:

Mr. Speaker: The Governor has approved and signed the following acts, to-wit:

An act to allow Attorneys and Solicitors of this State to argue their causes in the Supreme Court of Georgia by written argument, and for other purposes.

An act to fix the times of holding the Supreme Court of this State, and for other purposes.

An act to authorize Artemesia A. E. Jones, wife of James M. Jones, of Bibb county, to receive any property she is, or may hereafter be entitled to by inheritance or otherwise, where the same is not limited over, in the same manner as though she were a *feme sole*.

An act to repeal an act assented to December 10th, 1803, incorporating the town of Elberton, and all acts amendatory thereof, and to re-incorporate said town, and to give the town council of said town certain powers hereinafter specified.

An act to amend the 3984th and 3985th sections of the Code of Georgia.

An act for the relief of Terry L. Cox, a convict in the Penitentiary of Georgia.

An act to relieve certain persons herein named from Jury service in the several Courts in this State.

An act for the relief of Isaac Hardeman, of the county of Jones.

An act to reduce the bond of the Sheriff of Forsyth county.

An Act to authorize the Justices of the Inferior Court of Scriven county to levy a tax for the support of the widows and orphans of deceased or disabled soldiers of said county.

An Act to declare valid all official acts of the civil officers, (both principals and deputies,) of this State, whether said officers have been pardoned by the President of the United States or not.

An act to repeal an act entitled an act to increase the *per diem* pay of teachers entitled to the benefit of the Poor School Fund of this State, assented to March 3rd, 1865, and for other purposes.

An act to amend the 6th, 8th and 11th sections of an act incorporating the town of Georgetown, in Quitman county, and to add additional sections thereto.

An act to extend the time in relation to issuing grants on head-rights, so as to extend the time for granting the same until the 25th day of December, 1868, and to authorize the Secretary of State to issue grants to all surveys now in office.

An act to incorporate the town of Steadman, in the county of Newton, and to confer upon the citizens of said town the privilege of electing commissioners, with certain rights and powers therein enumerated.

An act to authorize the appointment of Vendue Masters in the several incorporated towns and cities of this State.

An act to amend section 3320 of the Code of Georgia.

An act for the relief of Martha A. Lester of the county of Fulton.

An act to repeal an act to amend the charter and corporate laws of the city of Milledgeville as to the mode of electing Aldermen, assented to March 7th, 1865.

Also, resolution requesting a mail route to be established from Doctortown to Ocmulgee ville.

Resolution requesting the Comptroller General to furnish certain information in regard to the Banks of this State.

Mr. Quillian, of Whitfield, reported a bill to repeal an act assented to March 21st., 1864, and to re-enact former laws in regard to publishing the decisions of the Supreme Court.

Also, a bill to change the line between Murray and Whitfield.

Mr. Glenn, of Whitfield, reported a bill for the relief of George Cox, of Whitfield county.

Mr. Mitchell, of Thomas, reported a bill to authorize the Inferior Court of Thomas county to levy and collect a tax for certain purposes.

Mr. Phillips, of Habersham, reported a bill appropriating \$20,000 of the earnings of the W. & A. Railroad to the Georgia State Orphans Home.

Mr. Frost, of Troup, reported a bill to incorporate the LaGrange Savings Institution.

Mr. Evans, of Newton, reported a bill to amend the 291st section of the Code of Georgia.

Mr. Bragg, of Wilkinson, reported a bill to relieve Tax Collectors for the year 1865, from the obligation of their bonds.

Mr. DuBose, of Hancock, reported a bill to repeal all laws making it penal for the people of this State to receive and circulate United States currency.

Also, a bill to alter and amend the charter of the town of Sparta, in Hancock county, so as to allow the Commissioners thereof to increase the license fees for the retail of spirituous liquors.

Mr. Harlan, of Gordon, reported a resolution requesting His Excellency, the Governor, to instruct the Superintendent of the W. & A. Railroad to give certain aid to farmers and other persons upon said Railroad, which was taken up, read and adopted, and ordered to be sent forthwith to the Senate.

The House took up the unfinished business of yesterday, to-wit: the consideration of the bill to authorize the Inferior Courts of the several counties to levy and collect an extra tax for the benefit of indigent soldiers and indigent families of the Confederate and State troops, and for other purposes therein mentioned.

Mr. Oates, of Murray, offered a substitute for said bill, to-wit:

A bill to provide for the support of soldiers wounded or disabled in the late war, and the widows and orphans of soldiers who have died or been killed in said war, who are unable to support themselves, and have no means of support, and to raise money for that purpose.

Mr. Stewart moved a reference of said bill to the Finance Committee, which motion was lost.

Mr. Simms, of Newton, moved an indefinite postponement of the substitute, upon which motion the ayes and noes were required to be recorded, and resulted in ayes 75, and noes 63.

Those who voted in the affirmative are Messrs:

Asbury,	DuBose,	Jones, J. J., of
Atkinson,	Ellington,	Burke,
Baker,	Evans,	Jones, J. B., of
Bennett,	Ford,	Burke,
Brown, of Early,	French,	Mallard,
Bush,	Frost,	Martin,
Burch,	Hand,	McCutchen,
Byrd,	Hargett,	McComb,
Cabaniss,	Hicks,	McDougald,
Cameron,	Holliday,	McLendon,
Cook,	Hollis,	McWhorter,
Colley,	Hudson,	of Greene.
Davenport,	Hughes, of Twiggs,	Mizell,
Dixon, of Macon,	Johnson of Pierce,	Morrell,

Morris, of Franklin,	Scandrett,	Usry,
Mitchell, of Thom-	Shaw,	Wall,
as,	Simms, of Newton,	Watkins,
Moses,	Smith, of Clinch,	White,
Powell,	Smith, of Hancock,	Wicker,
Reese,	Snead,	Wilburn,
Ridley,	Speer,	Willis,
Robinson, of Lau-	Stapleton,	Williams, of Bryan,
rens,	Stanfield,	Williams of Bulloch,
Robson,	Sumner,	Williams, of Dooly,
Roundtree,	Swearingen,	Woods, of Morgan.
Rumph,	Tucker,	Woodward,
Russell of Chatham,	Umphrey,	Womble.

Those voting in the negative are Messrs :

Adams,	Gunnells,	Peeples,
Alexander,	Harden,	Pickett,
Baynes,	Harlan,	Phillips,
Benson,	Hill,	Quillian,
Boyd,	Howard of Bartow,	Ragsdale,
Bragg,	Howard of Lump-	Rhodes,
Brown, of Houston,	kin,	Robertson,
Brock,	Hockenhull,	Rogers,
Byington,	Hodges,	Russell, of Musco-
Candler,	Humphreys,	gee,
Carter,	Hughes, of Union,	Sale,
Cloud,	Johnson, of Forsyth,	Sharp,
Dart,	Johnson, of Henry,	Shepard,
Dodson,	Kibbee,	Sims, of Bartow,
Dodds,	Kirby,	Stallings,
Durham,	Maddox, of Fulton,	Starr,
Fincannon,	McDowell, of Heard,	Stanton,
Fraser,	McDowell, of Pike,	Stewart,
Gartrell,	McRae,	Thomas,
Glenn,	Morrow,	Winningham,
Grogan,	Montgomery,	Woods, of Floyd,
Gross,	Oates,	

Ayes 75, nays 63. So the motion prevailed.

On motion the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled.

Mr. Cabaniss, of Monroe, reported a bill to incorporate the Franklin Mining & Manufacturing Company.

Mr. Glenn, of Whitfield, reported a bill for the relief of Moses S. Collins.

Mr. Dodson moved the postponement of the special order of to-day until to-morrow morning, which motion prevailed.

Mr. Harrison, of Chatham, reported a bill to be entitled an act to incorporate a Company for the purpose of laying down carriage rail-ways in certain streets in the city of Savannah, for operating the same under a grant or ordinance of the city council of said city, and for other purposes.

The following Senate bills were read the first time, to-wit :

A bill to repeal an act to require the incorporated Cotton & Wool Factories, in this State, to publish lists of their stockholders, assented to December 9th, 1862, and to remit the penalties.

Also, a bill to be entitled an act to organize and establish an Orphans Home in this State.

Also, a bill to give certain powers to the Judge of the City Court of Savannah, and prescribe certain practice in said Court, and for other purposes.

The following bills were read the second time and committed for a third reading, to-wit :

A bill to authorize the Inferior Court of Randolph county to issue bonds, and for other purposes.

Also, a bill to incorporate the town of Springfield, to appoint Commissioners for the same, and for other purposes therein mentioned.

Also, a bill to authorize the Inferior Court of Bartow county to issue bonds to raise revenue for county purposes.

Also, a bill to allow Clerks of the Superior and Inferior Courts of McIntosh county to keep their offices more than one mile from the Court House.

The following bills were read the second time and referred to the committee on the Judiciary, to wit :

A bill to provide for the fixing of the time from which records shall be counted in cases where the recording has been, or may hereafter be delayed for the want of books in the proper office.

Also, a bill to repeal section 1955, of the Code of Georgia.

The following bills were read the second time and referred to the committee on Manufactures, to-wit :

A bill to incorporate the North Georgia Mining & Manufacturing Company.

Also, a bill to incorporate the Chattahoochee Manufacturing Company.

Also, a bill to incorporate the Georgia & Alabama Manufacturing Company.

The bill to appropriate a sufficient sum of money to repair the Capitol, and for other purposes, was read second time and referred to the committee on Finance.

Also, a bill to authorize the Superintendent of the Western & Atlantic Railroad and the Treasurer of the State to execute a bond for the payment of certain purchases from the United States, and to pledge the faith of the State for the payment thereof.

The bill to change the line between the counties of Mitchell and Colquitt was read the second time and referred to the committee on New Counties and County Lines.

The Senate bill to incorporate the North American Fire Insurance Company, of Atlanta, was read the second time, and referred to the committee on Banks.

The Senate bill to add lots of land numbers 33, 34, 35 and 40, in the 18th District and 3rd Section of Bartow county to the county of Paulding, was read the second time and referred to the committee on New Counties and County Lines.

The House took up the report of the committee on the bill to change the county line between Spaulding and Pike, so as to include the farm of John H. Akin in Spaulding county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the line between the counties of Laurens and Wilkinson, and to add a portion of Wilkinson to Laurens, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The following bills of the Senate were read the second time, and referred to the committee on the Judiciary:

A bill to repeal 4413th section of the Code of Georgia.

Also, a bill to authorize the introduction of oral evidence to establish advances of real estate in certain cases, and to define the mode of procedure whereby the title to real estate may be secured and quieted.

The following message was received from the Senate through Mr. Snead, their Secretary *pro tem*, to-wit :

Mr. Speaker : The Senate have, by a unanimous vote, agreed to a resolution respecting the address delivered by the Hon. Alexander H. Stephens in the Hall of the House of Representatives on the 22nd February, inst., and I am directed to transmit the same forthwith to this branch of the General Assembly.

On motion of Mr. Gartrell said resolution was taken up, read and adopted.

In pursuance of said resolution the address of Mr. Stephens was spread upon the Journal, and is as follows :

ADDRESS

OF

HON. ALEXANDER H. STEPHENS,

Before the General Assembly of the State of Georgia, Feb. 22, 1866.

*Gentlemen of the Senate
and House of Representatives:*

I appear before you in answer to your call. This call, coming in the imposing form it does, and under the circumstances it does, requires a response from me. You have assigned to me a very high, a very honorable, and responsible position. This position you know I did not seek.—Most willingly would I have avoided it; and nothing but an extraordinary sense of duty could have induced me to yield my own disinclinations and aversions to your wishes and judgment in the matter. For this unusual manifestation of esteem and confidence, I return you my profoundest acknowledgements of gratitude. Of one thing only can I give you any assurance, and that is, if I shall be permitted to discharge the trusts thereby imposed, they will be discharged with a singleness of purpose to the public good.

The great object with me now, is to see a restoration, if possible, of peace, prosperity, and Constitutional liberty in this once happy, but now disturbed, agitated, and distracted country. To this end, all my energies and efforts, to the extent of their powers, will be devoted.

You ask my views on the existing state of affairs; our duties at the present; and the prospects of the future? This is a task from which, under other circumstances, I might very well shrink. He who ventures to speak, and to give counsel and advice in times of peril, or disaster, assumes no enviable position. Far be that rashness from me which sometimes prompts the forward to rush in where angels might fear to tread. In responding, therefore, briefly to your enquiries, I feel, I trust, the full weight and magnitude of the subject. It involves the welfare of millions now living, and that of many more millions who are to come after us. I am also fully impressed with the consciousness of the inconceivably small effect of what I shall say, upon the momentous results involved in the subject itself.

It is with these feelings I offer my mite of counsel at your request. And in the outset of the undertaking, lim-

ited as it is intended to be, to a few general ideas only, well may I imitate an illustrious example in invoking aid from on High, "that I may say nothing on this occasion which may compromise the rights, the honor, the dignity, or best interests of my country." I mean specially the rights, honor, dignity, and best interests of the people of Georgia. With their sufferings, their losses, their misfortunes, their bereavements, and their present utter prostration, my heart is in deepest sympathy.

We have reached that point in our affairs, at which the great question before us is—"To be or not to be?"—and if to be: How? Hope, ever springing in the human breast, prompts, even under the greatest calamities and adversities, never to despair. Adversity is a severe school, a terrible crucible; both for individuals and communities. We are now in this school, this crucible, and should bear in mind that it is never negative in its action. It is always positive. It is ever decided in its effects one way or the other. It either makes better or worse. It either brings out unknown vices, or arouses dormant virtues. In morals, its tendency is to make saints or reprobates—in politics to make heroes or desperadoes. The first indication of its working for good, to which hope looks anxiously, is the manifestation of a full consciousness of its nature and extent, and the most promising ground of hope for possible good from our present troubles, or of things with us getting better instead of worse, is the evident general realization, on the part of our people, of their present situation: Of the evils now upon them, and of the greater ones still impending. These it is not my purpose to exaggerate if I could; that would be useless; nor to lessen or extenuate; that would be worse than useless. All fully understand and realise them. They feel them. It is well they do.

Can these evils upon us—the absence of law; the want of protection and security of person and property, without which civilization cannot advance—be removed? or can those greater ones which threaten our very political existence, be averted? These are the questions.

It is true we have not the control of all the remedies, even if these questions could be satisfactorily answered. Our fortunes and destiny are not entirely in our own hands. Yet there are some things that we may, and can, and ought, in my judgment to do; from which no harm can come; and from which some good may follow, in bettering our present condition. States and communities, as well as individuals, when they have done the best they can in view of surrounding circumstances, with all the lights they have before them—let results be what they may—can at least enjoy the consolation—no small recompense that—of having performed their duty, and of having a conscience

void of offence before God and man. This, if no more valuable result, will, I trust, attend the doing of what I propose.

The first great duty, then, I would enjoin at this time, is the exercise of the simple, though difficult and trying, but nevertheless indispensable quality of patience. Patience requires of those afflicted to bear and to suffer with fortitude, whatever ills may befall them. This is often, and especially is it the case with us now, essential for their ultimate removal by any instrumentalities whatever. We are in the condition of a man with a dislocated limb, or a broken leg, and a very bad compound fracture at that. How it became broken should not be with him a question of so much importance, as how it can be restored to health, vigor, and strength: This requires of him as the highest duty to himself, to wait quietly and *patiently* in splints and bandages, until nature resumes her active powers—until the vital functions perform their office. The knitting of the bones and the granulation of the flesh require time. Perfect quiet and repose even under the severest pain, is necessary. It will not do to make too great haste to get well. An attempt to walk too soon will only make the matter worse. We must or ought now, therefore, in a similar manner to discipline ourselves to the same or like degree of patience. I know the anxiety and restlessness of the popular mind to be fully on our feet again—to walk abroad as we once did—to enjoy once more the free outdoor air of Heaven, with the perfect use of all our limbs. I know how trying it is to be denied representation in Congress, while we are paying our proportion of the taxes—how annoying it is to be even partially under military rule—and how injurious it is to the general interest and business of the country to be without Post Offices and mail communications; to say nothing of divers other matters on the long list of our present inconveniences and privations. All these, however, we must patiently bear and endure for a season. With quiet and repose we may get well—may get once more on our feet again. One thing is certain, that bad humor, ill temper, exhibited either in restlessness or grumbling, will not hasten it.

Next to this, another great duty we owe to ourselves is the exercise of a liberal spirit of forbearance amongst ourselves.

The first step towards local or general harmony, is the banishment from our breasts of every feeling and sentiment calculated to stir the discords of the past. Nothing could be more injurious or mischievous to the future of this country, than the agitation at present, of questions that divided the people anterior to, or during the existence of the late war. On no occasion, and especially in the bestowment of office,

ought such differences of opinion in the past, ever to be mentioned, either for or against any one, otherwise equally entitled to confidence. These ideas or sentiments of other times and circumstances, are not the germs from which hopeful organization can now arise. Let all differences of opinion, touching errors, or supposed errors, of the head or heart, on the part of any, in the past, growing out of these matters, be at once, in the deep ocean of oblivion, forever buried. Let there be no criminations or re-criminations on account of acts of other days. No canvassing of past conduct or motives. Great disasters are upon us and upon the whole country, and without enquiring how these originated, or at whose door the fault should be laid, let us now as common sharers of common misfortunes, on all occasions consult only as to the best means, under the circumstances as we find them, to secure the best end towards future amelioration. Good Government is what we want. This should be the leading desire and the controlling object with all; and I need not assure you, if this can be obtained, that our desolated fields, our towns and villages, and cities now in ruins, will soon—like the Phoenix—rise again from their ashes; and all our waste places will again, at no distant day, blossom as the rose.

This view should also be borne in mind, that whatever differences of opinion existed before the late fury of the war, they sprung mainly from differences as to the best means to be used, and the best line of policy to be pursued, to secure the great controlling object of all—which was GOOD GOVERNMENT. Whatever may be said of the loyalty or disloyalty of any, in the late most lamentable conflict of arms, I think I may venture safely to say, that there was, on the part of the great mass of the people of Georgia, and of the people of the entire South, no *disloyalty* to the principles of the Constitution of the United States. To that system of representative Government; of delegated and limited powers; that establishment in a new phase, on this continent, of all the essentials of England's *Magna Charta*, for the protection and security of life, liberty, and property; with the additional recognition of the principle as a fundamental truth, that all political power resides in the people. With us it was simply a question as to where our allegiance was due in the maintenance of these principles—which authority was paramount in the last resort—State or Federal? As for myself, I can affirm that no sentiment of disloyalty to these great principles of self government, recognized and embodied in the Constitution of the United States, ever beat or throbbed in breast or heart of mine. To their maintenance my whole soul was ever enlisted, and to this end my whole life has heretofore been devoted, and will continue to be the rest of my days—God willing. In

devotion to these principles I yield to no man living. This much I can say for myself; may I not say the same for you, for the great mass of the people of Georgia, and for the great mass of the people of the entire South? Whatever differences existed amongst us, arose from differences as to the best and surest means of securing these great ends, which was the object of all. It was with this view and for this purpose Secession was tried. That has failed. Instead of bettering our condition, instead of establishing our liberties upon a surer foundation, we have, in the war that ensued, come well nigh losing the whole of the rich inheritance with which we set out.

This is one of the sad realizations of the present. In this, too, we are but illustrating the teachings of history. Wars, and civil wars especially, always menace liberty; they seldom advance it; while they usually end in its entire overthrow and destruction. Ours stopped just short of such a catastrophe. Our only alternative now is, either to give up all hope of Constitutional liberty, or to retrace our steps, and to look for its vindication and maintenance in the forums of reason and justice, instead of on the arena of arms—in the courts and halls of legislation, instead of on the fields of battle.

I am frank and candid in telling you right here, that our surest hopes, in my judgment, of these ends, are in the restoration policy of the President of the United States. I have little hope for liberty—little hope for the success of the great American experiment of self-government—but in the success of the present efforts for the restoration of the States to their former practical relations in a common government, under the Constitution of the United States.

We are not without an encouraging example on this line in the history of the mother country—in the history of our ancestors—from whom we derived, in great measure, the principles to which we are so much devoted. The truest friends of liberty in England once, in 1642, abandoned the forum of reason, and appealed, as we did, to the sword, as the surest means, in their judgment, of advancing their cause. This was after they had made great progress, under the lead of Coke, Hampden, Falkland and others, in the advancement of liberal principles. Many usurpations had been checked; many of the prerogatives of the Crown had been curtailed; the Petition of Right had been sanctioned; Ship-money had been abandoned; Courts-Martial had been done away with; *Habeas Corpus* had been re-established; High Courts of Commission and Star-Chamber had been abolished; many other great abuses of power had been corrected, and other reforms established. But not satisfied with these, and not satisfied with the peaceful working of reason, to go on in its natural sphere, the denial of the Sov-

ereignty of the Crown was pressed by the too ardent reformers upon Charles the First. All else he had yielded—this he would not. The sword was appealed to, to settle the question; a civil war was the result; great valor and courage were displayed on both sides; men of eminent virtue and patriotism fell in the sanguinary and fratricidal conflict; the King was deposed and executed; a Commonwealth proclaimed. But the end was the reduction of the people of England to a worse state of oppression than they had been in for centuries. They retraced their steps. After nearly twenty years of exhaustion and blood, and the loss of the greater portion of the liberties enjoyed by them before, they, by almost unanimous consent, called for restoration. The restoration came. Charles the Second ascended the throne, as unlimited a monarch as ever ruled the empire. Not a pledge was asked or a guarantee given, touching the concessions of the Royal prerogative, that had been exacted and obtained from his father.

The friends of liberty, of reform, and of progress in government, had become convinced that these were the offspring of peace and of enlightened reason, and not of passion nor of arms. The House of Commons and the House of Lords were henceforth the theatres of their operations, and not the fields of Newberry or Marston-Moor. The result was, that in less than thirty years, all their ancient rights and privileges, which had been lost in the civil war, with new securities, were re-established in the ever-memorable settlement of 1688; which, for all practical purposes, may be looked upon as a bloodless revolution. Since that time, England has made still further and more signal strides in reform and progress. But not one of these has been effected by resort to arms. Catholic Emancipation was carried in Parliament, after years of argument, against the most persistent opposition. Reason and justice ultimately prevailed. So with the removal of the disability of the Jews—so with the overthrow of the Rotten-Borough system—so with the extension of franchise—so with the modification of the Corn-laws, and restrictions on Commerce, opening the way to the establishment of the principles of Free-Trade—and so with all the other great reforms by Parliament, which have so distinguished English history for the last half century.

May we not indulge hope, even in the alternative before us now, from this great example of restoration, if we but do as the friends of liberty there did? This is my hope, my only hope. It is founded on the virtue, intelligence and patriotism of the American people. I have not lost faith in the people, or in their capacity for self-government. But for these great essential qualities of human nature, to be brought into active and efficient exercise, for the fulfillment

of patriotic hopes, it is essential that the passions of the day should subside; that the causes of these passions should not now be discussed; that the embers of the late strife shall not be stirred.

Man by nature is ever prone to scan closely the errors and defects of his fellow man—ever ready to rail at the mote in his brother's eye, without considering the beam that is in his own. This should not be. We all have our motes or beams. We are all frail; perfection is the attribute of none. Prejudice or pre-judgment should be indulged towards none. Prejudice! What wrongs, what injuries, what mischiefs, what lamentable consequences, have resulted at all times from nothing but this perversity of the intellect! Of all the obstacles to the advancement of truth and human progress, in every department—in science, in art, in government, and in religion, in all ages and climes, not one on the list is more formidable, more difficult to overcome and subdue, than this horrible distortion of the moral as well as intellectual faculties. It is a host of evil within itself. I could enjoin no greater duty upon my countrymen now, North and South, than the exercise of that degree of forbearance which would enable them to conquer their prejudices. One of the highest exhibitions of the moral sublime the world ever witnessed, was that of Daniel Webster, when, in an open barouche in the streets of Boston, he proclaimed in substance, to a vast assembly of his constituents, unwilling hearers, that “they had conquered an uncongenial clime; they had conquered a sterile soil; they had conquered the winds and elements of the ocean; they had conquered most of the elements of nature; but they must yet learn to conquer their prejudices”! I know of no more fitting incident or scene in the life of that wonderful man, “*Clarus et vir Fortissimus*,” for perpetuating the memory of the true greatness of his character, on canvass or in marble, than a representation of him as he then and there stood and spoke! It was an exhibition of moral grandeur surpassing that of Aristides when he said, “Oh Athenians, what Themistocles recommends would be greatly to your interest, but it would be unjust”!

I say to you, and if my voice could extend throughout this vast country, over hill and dale, over mountain and valley, to hovel, hamlet and mansion, village, town and city, I would say, among the first, looking to restoration of peace, prosperity and harmony in this land, is the great duty of exercising that degree of forbearance which will enable them to conquer their prejudices—prejudices against communities as well as individuals.

And next to that, the indulgence of a Christian spirit of charity. “Judge not that ye be not judged,” especially in matters growing out of the late war. Most of the wars

that have scourged the world, even in the Christian era, have arisen on points of conscience, or differences as to the surest way of salvation. A strange way that to heaven, is it not? How much disgrace to the Church, and shame to mankind, would have been avoided, if the ejaculation of each breast had been, at all times, as it should have been,

"Let not this weak, unknowing hand,
Presume thy bolts to throw,
And deal damnation round the land,
On him I deem *thy* foe."

How equally proper is it now, when the spirit of peace seems to be hovering over our war stricken land, that in canvassing the conduct or motives of others during the late conflict, this great truth should be impressed upon the minds of all,

"Who made the heart? 'Tis He alone
Decidedly, can try us;
He knows each chord, its various tone,
Each spring, its various bias;
Then at the balance, let's be mute.
We never can adjust it;
What's done we partly may compute,
But know not what's resisted."

Of all the heaven descended virtues, that elevate and ennoble human nature, the highest, the sublimest, and the divinest is charity. By all means, then, fail not to exercise and cultivate this soul-regenerating element of fallen nature. Let it be cultivated and exercised not only amongst ourselves and towards ourselves, on all questions of motive or conduct touching the late war, but towards all mankind. Even towards our enemies, if we have any, let the aspirations of our hearts be, "Father, forgive them; they know not what they do." The exercise of patience, forbearance and charity, therefore, are the three first duties I would at this time enjoin—and of these three, "the greatest is charity."

But to proceed. Another one of our present duties, is this: we must accept the issues of the war, and abide by them in good faith. This, I feel fully persuaded, it is your purpose to do, as well as that of your constituents. The people of Georgia have in Convention revoked and annulled her ordinance of 1861, which was intended to sever her from the compact of Union of 1787. The Constitution of the United States has been re-ordained as the organic law of our land. Whatever differences of opinion heretofore existed as to where our allegiance was due, during the late state of things, none for any practical purpose can exist now. Whether Georgia, by the action of her convention of 1861, was ever rightfully out of the Union or not, there can be no question that she is now in, so far as depends upon her will and deed. The whole United States, therefore, is now, with-

out question, our country, to be cherished and defended as such, by all our hearts and all our arms.

The Constitution of the United States, and the treaties and laws made in pursuance thereof, are now acknowledged to be the paramount law in this whole country. Whoever therefore is true to these principles as now recognized, is loyal as far as that term has any legitimate use or force under our institutions. This is the only kind of loyalty and the only test of loyalty the Constitution itself requires. In any other view, everything pertaining to restoration, so far as regards the great body of the people in at least eleven States of the Union, is but making a promise to the ear to be broken to the hope. All, therefore, who accept the issue of war in good faith, and come up to the test required by the Constitution, are now loyal, however they may have heretofore been.

But with this change comes a new order of things. One of the results of the war is a total change in our whole internal polity. Our former social fabric has been entirely subverted. Like those convulsions in nature which break up old incrustations, the war has wrought a new epoch in our political existence. Old things have passed away, and all things among us in this respect are new. The relation heretofore, under our old system, existing between the African and European races, no longer exists. Slavery, as it was called, or the *status* of the black race, their subordination to the white, upon which all our institutions rested, is abolished forever, not only in Georgia, but throughout the limits of the United States. This change should be received and accepted as an irrevocable fact. It is a bootless question now to discuss, whether the new system is better for both races than the old one was or not. That may be proper matter for the philosophic and philanthropic historian, at some future time, to inquire into, after the new system shall have been fully and fairly tried.

All changes of systems, or proposed reforms, are but experiments and problems to be solved. Our system of self-government was an experiment at first. Perhaps as a problem it is not yet solved. Our present duty on this subject is not with the past or the future. It is with the present. The wisest and best often err in their judgments as to the probable workings of any new system. Let us therefore give this one a fair and just trial, without prejudice, and with that earnestness of purpose which always looks hopefully to success. It is an ethnological problem, on the solution of which depends, not only the best interest of both races, but it may be, the existence of one or the other, if not both.

This duty of giving this new system a fair and just trial, will require of you, as Legislators of the land, great changes in our former laws in regard to this large class of popula-

tion. Wise and humane provisions should be made for them. It is not for me to go into detail. Suffice it to say on this occasion, that ample and full protection should be secured to them, so that they may stand equal before the law, in the possession and enjoyment of all rights of person, liberty and property. Many considerations claim this at your hands. Among these may be stated their fidelity in times past. They cultivated your fields; ministered to your personal wants and comforts; nursed and reared your children; and even in the hour of danger and peril, they were in the main, true to you and yours. To them we owe a debt of gratitude, as well as acts of kindness. This should also be done because they are poor, untutored, uninformed; many of them helpless, liable to be imposed upon, and need it. Legislation should ever look to the protection of the weak against the strong. Whatever may be said of the equality of races, or their natural capacity to become equal, no one can doubt that at this time, this race among us, is not equal to the Caucasian. This inequality does not lessen the moral obligations on the part of the superior to the inferior, it rather increases them. From him who has much, more is required than from him who has little. The present generation of them, it is true, is far above their savage progenitors, who were at first introduced into this country, in general intelligence, virtue and moral culture. This shows capacity for improvement. But in all the higher characteristics of mental development, they are still very far below the European type. What further advancement they may make, or to what standard they may attain, under a different system of laws every way suitable and wisely applicable to their changed condition, time alone can disclose. I speak of them as we now know them to be, having no longer the protection of a master, or legal guardian; they now need all the protection which the shield of the law can give.

But above all, this protection should be secured because it is right and just that it should be, upon general principles. All governments in their organic structure, as well as in their administration, should have this leading object in view; the good of the governed. Protection and security to all under its jurisdiction, should be the chief end of every government. It is a melancholy truth that while this should be the chief end of all governments, most of them are used only as instruments of power, for the aggrandizement of the few, at the expense of, and by the oppression of, the many. Such are not our ideas of government, never have been and never should be. Governments, according to our ideas, should look to the good of the whole, and not a part only. "The greatest good to the greatest number," is a favorite dogma with some. Some so defended our old system. But you know this was never my doctrine. The

greatest good to all, without detriment or injury to any, is the true rule. Those governments only are founded upon correct principles, of reason and justice, which look to the greatest attainable advancement, improvement and progress, physically, intellectually and morally, of all classes and conditions within their rightful jurisdiction. If our old system was not the best, or could not have been made the best, for both races, in this respect and upon this basis, it ought to have been abolished. This was my view of that system while it lasted, and I repeat it now that it is no more. In legislation therefore under the new system, you should look to the best interest of all classes; their protection, security, advancement and improvement, physically, intellectually and morally. All obstacles, if there be any, should be removed, which can possibly hinder or retard, the improvement of the blacks to the extent of their capacity. All proper aid should be given to their own efforts. Channels of education should be opened up to them. Schools and the usual means of moral and intellectual training, should be encouraged amongst them. This is the dictate, not only of what is right and proper, and just in itself, but it is also the promptings of the highest considerations of interest. It is difficult to conceive a greater evil or curse, that could befall our country, stricken and distressed as it now is, than for so large a portion of its population, as this class will quite probably constitute amongst us, hereafter, to be reared in ignorance, depravity and vice. In view of such a state of things, well might the prudent, even now look to its abandonment. Let us not however indulge in such thoughts of the future. Nor let us, without an effort, say the system can not be worked. Let us not, standing still, hesitatingly ask, "Can there any good thing come out of Nazareth?" but let us rather say as Gamaliel did, "If this counsel or this work be of men, it will come to nought, but if it be of God ye cannot overthrow it, lest haply ye be found even to fight against God." The most vexed questions of the age are social problems. These we have heretofore had but little to do with; we were relieved from them by our peculiar institution. Emancipation of the blacks, with its consequences, was ever considered by me with much more interest as a social question, one relating to the proper status of the different elements of society, and their relations towards each other, looking to the best interest of all, than in any other light. The pecuniary aspect of it, the considerations of labor and capital in a politico-economic view, sunk into insignificance, in comparison with this. This problem, as one of the results of the war, is now upon us, presenting one of the most perplexing questions of the sort that any people ever had to deal with. Let us resolve to do the best we can with it, from all the

rights we have, or can get from any quarter. With this view, and in this connection, I take the liberty of quoting for your consideration, some remarks even from the Rev. HENRY WARD BEECHER. I met with them some months ago while pondering on this subject, and was as much struck as surprised, with the drift of their philosophy, coming from the source they did. I give them as I find them in the *New York Times* where they were reported. You may be as much surprised at hearing such ideas from Mr. Beecher, as I was. But however much we may differ from him on many questions, and on many questions connected with this subject, yet all must admit him to rank amongst the master spirits of the age. And no one perhaps has contributed more by the power of his pen and voice in bringing about the present state of things, than he has. Yet, nevertheless, I commend to your serious consideration, as pertinent to my present object, what he was reported to have said, as follows :

"In our land and time facts and questions are pressed upon us, which demand Christian settlement. Settlement on this ground and doctrine. We can not escape the responsibility. Being strong and powerful, we must nurse and help and educate and foster, the weak and poor and ignorant. For my own part I cannot see how we shall escape the most terrible conflict of classes, by and bye, unless we are educated into this doctrine of duty, on the part of the superior to the inferior. We are told by zealous and fanatical individuals, that all men are equal. We know better. They are not equal. A common brotherhood teaches no such absurdity. A theory of universal, physical likeness, is no more absurd than this. Now as in all times, the strong go to the top, the weak go to the bottom. It's natural, right and can't be helped. All branches are not at the top of the tree, but the top does not despise the lower; nor do they all, despise the limb or the parent trunk; and so with the body politic, there must be classes. Some must be at the top and some must be at the bottom. It is difficult to foresee, and estimate the development of the *power* of classes in America. They are simply inevitable. They are here now, and will be more. If they are friendly, living at peace, loving and respecting and helping one another, all will be well. But if they are selfish, unchristian; if the old heathen feeling is to reign, each extracting all he can from his neighbor, and caring nothing for him; society will be lined by classes as by seams—like batteries, each firing broadside after broadside, the one upon the other. If on the other hand the law of love prevails, there will be no ill-will, no envy, no disturbance. Does a child hate his father because he is chief, because he is strong and wise? On the contrary, he grows with his father's growth, and strengthens with his strength. And if in society there should be fifty grades or classes, all helping each other, there will be no trouble, but perfect satisfaction and content. This christian doctrine carried into practice, will easily settle the most troublesome of all home present questions."

What he here said of the state of things where he spoke in the State of New York, and the fearful antagonism of classes there, is much more applicable to us. Here it is true, only two great classes exist, or are likely to exist, but these are deeply marked by distinctions bearing the impress of nature. The one is now beyond all question greatly superior to the other. These classes are as distinct as races of men can be. The one is of the highest type of humanity, the other of the lowest. All that he says of the duty of the superior, to protect, to aid, to encourage, and to help the inferior, I fully and cordially endorse and commend

to you as quite as applicable to us and our situation, as it was to his auditors. Whether the doctrine, if carried out and practiced, will settle all these most troublesome home questions with us as easily as he seemed to think it would like home questions with those whom he was addressing, I will not undertake to say. I have no hesitancy, however, in saying that the general principles announced by him are good. Let them be adopted by us as far as practicable. No harm can come from it, much good may. Whether the great barrier of races which the Creator has placed between this, our inferior class and ourselves, shall prevent a success of the experiment now on trial, of a peaceful, happy and prosperous community, composed of such elements and sustaining present relations towards each other, or even a further elevation on the part of the inferior, if they prove themselves fit for it, let the future, under the dispensations of Providence, decide. We have to deal with the present. Let us do our duty now, leaving results and ultimate consequences

To that "divinity which shapes our ends,
Rough hew them how we will."

In all things on this subject as in all others, let our guide be the admirable motto of our State. Let our counsels be governed by Wisdom, our measures by Moderation and our principles by Justice.

So much for what I have to say on this occasion, touching our present duties on this absorbing subject, and some of our duties in reference to a restoration of peace, law and order; without which, all must, sooner or later, end in utter confusion, anarchy and despotism. I have as I said I should, only glanced at some general ideas.

Now as to the future, and the prospect before us! On this branch of the subject I can add but little. You can form some ideas of my views of that from what has already been said. Would that I could say something cheerful; but that candor, which has marked all that I have said, compels me to say that to me the future is far from being bright. Nay it is dark and impenetrable. Thick gloom curtains and closes in the horizon all around us. Thus much I can say; My only hope is in the peaceful re-establishment of good government, and its peaceful maintainance afterwards. And farther, the most hopeful prospect to this end now, is the restoration of the old Union, and with it the speedy return of fraternal feeling throughout its length and breadth. These results depend upon the people themselves—upon the people of the North quite as much as the people of the South—upon their virtue, intelligence and patriotism. I repeat, I have faith in the American people, in their virtue, intelligence and patriotism. But for this I

should long since have despaired. Dark and gloomy as the present hour is, I do not yet despair of free institutions. Let but the virtue, intelligence and patriotism of the people throughout the whole country be properly appealed to, aroused and brought into action, and all may yet be well. The masses, everywhere, are alike equally interested in the great object. Let old issues, old questions, old differences and old feuds, be regarded as fossils of another epoch. They belong to what may hereafter be considered, the Silurian period of our history. Great, new, living questions are before us. Let it not be said of us in this day, not yet passed, of our country's greatest trial and agony, that, "there was a party for Cæsar, a party for Pompey, and a party for Brutus, but no party for Rome."

But let all patriots, by whatever distinctive name heretofore styled, rally, in all elections everywhere, to the support of him, be he who he may, who bears the standard with "Constitutional Union" emblazoned on its folds. President Johnson is now in my judgment the chief great standard bearer of these principles, and in his efforts at restoration should receive the cordial support of every well wisher of his country.

In this consists, on this rests, my only hope. Should he be sustained, and the Government be restored to its former functions; all the States brought back to their practical relations under the Constitution, our situation will be greatly changed from what it was before. A radical and fundamental change, as has been stated, has been made in that organic law. We shall have lost what was known as our "peculiar institution" which was so intertwined with the whole framework of our State body politic. We shall have lost nearly half the accumulated capital of a century. But we shall have still left all the essentials of free government, contained and embodied in the old Constitution, untouched and unimpaired as they came from the hands of our fathers. With these, even if we had to begin entirely anew, the prospect before us would be much more encouraging than the prospect was before them, when they fled from the oppressions of the old world, and sought shelter and homes in this then wilderness land. The liberties we begin with, they had to achieve. With the same energies and virtues they displayed, we have much more to cheer us than they had. With a climate unrivalled in salubrity; with a soil unsurpassed in fertility; and with products unequalled in value in the markets of the world, to say nothing of our mineral resources, we shall have much still to wed us to the good old land. With good government, the matrix from which alone spring all great human achievements, we shall lack nothing but our own proper exertions, not only to recover our former prosperity, but to attain a much higher

degree of development in everything that characterises a great, free, and happy people. At least I know of no other land that the sun shines upon, that offers better prospects under the contingencies stated.

The old Union was based upon the assumption, that it was for the best interest of the people of all the States to be united as they were, each State faithfully performing to the people of the other States, all their obligations under the common compact. I always thought this assumption was founded upon broad, correct, and statesman-like principles. I think so yet. It was only when it seemed to be impossible further to maintain it, without hazarding greater evils than would perhaps attend a separation, that I yielded my assent in obedience to the voice of Georgia, to try the experiment which has just resulted so disastrously to us. Indeed, during the whole lamentable conflict, it was my opinion that however the pending strife might terminate, so far as the appeal to the sword was concerned, yet after a while, when the passions and excitements of the day should pass away, an adjustment or arrangement would be made upon Continental principles, upon the general basis of "reciprocal advantage and mutual convenience," on which the Union was first established. My earnest desire, however, throughout, was whatever might be done, might be peaceably done; might be the result of calm, dispassionate, and enlightened reason; looking to the permanent interests and welfare of all. And now, after the severe chastisement of war, if the general sense of the whole country shall come back to the acknowledgement of the original assumption, that it is for the best interests of all the States to be so united, as I trust it will; the States still being "separate as the billows but one as the sea"; I can perceive no reason why, under such restoration, we as a whole with "peace, commerce, and honest friendship with all nations and entangling alliances with none," may not enter upon a new career, exciting increased wonder in the old world, by grander achievements hereafter to be made, than any heretofore attained, by the peaceful and harmonious workings of our American institutions of self-government. All this is possible if the hearts of the people be right. It is my earnest wish to see it. Fondly would I indulge my fancy in gazing on such a picture of the future. With what rapture may we not suppose the spirits of our fathers would hail its opening scenes from their mansions above. Such are my hopes, resting on such contingencies. But if, instead of all this, the passions of the day shall continue to bear sway; if prejudice shall rule the hour; if a conflict of races shall arise; if ambition shall turn the scale; if the sword shall be thrown in the balance against patriotism; if the embers of the late war shall be kept a glowing until with new fuel they shall

flame up again, then our present gloom is but the shadow, the *penumbra* of that deeper and darker eclipse, which is to totally obscure this hemisphere and blight forever the anxious anticipations and expectations of mankind! Then hereafter by some bard it may be sung,

‘ The Star of Hope shone brightest in the West,
The hope of Liberty, the last, the best :
That too has set, upon her darkened shore,
And Hope and Freedom light up earth no more.’

May we not all on this occasion, on this anniversary of the birth day of Washington, join in a fervent prayer to Heaven that the Great Ruler of events may avert from this land, such a fall, such a fate, and such a requiem!

The following Senate bills were read the second time and referred to the committee on Manufactures, to-wit:

A bill to incorporate Wahatchee Mining Company.

A bill to incorporate the Oostanaula Steamboat Company, with powers of insurance.

Also, a bill to incorporate the Rome Gas Light Company.

The House took up the report of the committee on the bill to incorporate the Columbus Manufacturing Company.

The report of the committee as to their first amendment was disagreed to.

The report as amended was then agreed to, the bill was read the third time and passed.

The Senate bill to incorporate American Industrial Insurance Company was read the second time and referred to the committee on Manufactures.

On motion the House adjourned until 9 o'clock to-morrow morning.

SATURDAY, FEBRUARY 24TH, 1866. }
9 O'clock, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Gartrell moved to reconsider so much of the Journal of yesterday as relates to the action of the House in rejecting the substitute offered by Mr. Oates for the bill to authorize the Inferior Courts of the several Counties in this State to levy and collect an extra tax for the benefit of indigent soldiers, and indigent families of the Confederate and State troops, &c., upon which the ayes and nays were

equired to be recorded, and resulted in ayes 60, and nays 6.

Those who voted in the affirmative are Messrs:

Adams,	Harrison,	Oates,
Bennett,	Harden,	Phillips,
Benson,	Harlan,	Ragsdale,
Boyd,	Hill,	Rhodes,
Bragg,	Howard of Bartow,	Robertson,
Brock,	Howard of Lumpkin,	Rodgers,
Byington,	kin,	Russell of Musco-
Candler,	Hockenhull,	gee,
Carter,	Hodges,	Sharp,
Cloud,	Humphreys,	Shaw,
Curt,	Hughes, of Union,	Shepard,
Dodson,	Johnson of Forsyth,	Simms, of Bartow,
Dodds,	Johnson of Henry,	Stallings,
Durham,	Kirby,	Starr,
Edge,	Maddox of Fulton,	Stanton,
Encannon,	McDowell of Heard,	Stewart,
Frazier,	McDowell of Pike,	Tench,
Fartrell,	McRae,	Thomas,
Fartrell,	McWhorter, of	Winningham,
Fenn,	Greene,	Woods of Floyd.
Fross,	Morrow,	
Funnells,	Montgomery,	

Those voting in the negative are Messrs:

Alexander,	Hargett,	Quillian,
Asbury,	Hicks,	Reese,
Atkinson,	Holliday,	Ridley,
Baker,	Hollis,	Robinson of Lau-
Brown of Early,	Hudson,	rens,
Brown, of Houston,	Hughes of Twiggs,	Robson,
Bush,	Johnson of Pierce,	Roundtree,
Burch,	Jones, J. B., of	Rumph,
Byrd,	Burke,	Russell of Chatham,
Cabiness,	Jones, J J, of Burke,	Sale,
Cameron,	Mallard,	Scandrett,
Cook,	Martin,	Simms, of Newton,
Colley,	McCutchen,	Smith of Clinch,
Davenport,	McDougald,	Smith of Hancock,
Dixon of Macon,	McLendon,	Snead,
DuBose,	McWhorter of	Speer,
Ellington,	Oglethorpe,	Stapleton,
Evins,	Mizell,	Stanfield,
Ford,	Morell,	Sumner,
French,	Morris of Franklin,	Tucker,
Frogan,	Moses,	Umphrey,
Hand,	Pickett,	Usry,

Vason,	Wilburn,	Williams of Dooly,
Wall,	Willis,	Woods, of Morgan,
Watkins,	Williams of Bryan,	Woodward,
White,	Williams of Bul-	Womble.
Wicker,	loch,	

Ayes 60, nays 76. So the motion was lost.

Mr. Mitchell of Thomas, Chairman, *pro tem.*, of the Enrolling Committee, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives and President of the Senate, the following acts, &c., to-wit:

An act to incorporate the McClusky Gold Mining Company.

Also, an act to alter and amend the first number of section 1954, 2nd article, part 2nd, title 3rd, chapter 2nd, of the Code of Georgia.

Also, an act to change the name of the Confederate Fire & Insurance Company, and to make more definite the liabilities of the stockholders.

Also, an act to incorporate the Empire State Manufacturing Company, in the County of Newton.

Mr. Harrison of Chatham, from the Committee on Banks, submitted the following report:

"The Committee on Banks beg leave to submit the following report:

They recommend that the bill to be entitled an act to incorporate the North American Fire Insurance Company, of Atlanta, do pass.

Also, a bill to be entitled an act to incorporate the Savings Bank of Augusta.

Also, a bill to amend an act to be entitled an act to incorporate the Oglethorpe Insurance Company, of Savannah, assented to November 24th, 1863, and for other purposes.

Also, a bill to be entitled an act to incorporate the Home Insurance Company, of Atlanta.

Also, a bill to be entitled an act to incorporate the Southern Bank of America.

Also, a bill to be entitled an act to establish the Southern Savings Bank & Commercial Agency.

Also, a bill to be entitled an act to extend relief to the Marine Bank of Georgia, and the officers thereof, and for other purposes.

Also, a bill to be entitled an act to amend an act to incorporate the Central Rail Road & Canal Company, of Georgia, to alter and change the name of said Company, to give to said Company Banking powers and privileges, and for other purposes therein named.

Also, a bill to be entitled an act to incorporate the Savings Bank of Savannah.

Also, a bill to be entitled an act to incorporate the Augusta Mutual Insurance Company.

After striking out the 4th and 5th sections of the same, they report back to the House without recommendation a bill to be entitled an act to incorporate the American Insurance & Industrial Agency.

They report back to the House a bill to be entitled an act to incorporate the Mining, Manufacturing, & Improvement Company, and ask that it be referred to the Committee on Manufactures.

They recommend that the following bills do not pass:

A bill to be entitled an act to relieve all persons in this State who may have issued shinplasters, and for other purposes.

Also, a bill to be entitled an act to authorize the City Council of Marietta to issue one thousand dollars in change bills.

Also, an act to authorize the Mayor and Council of the city of Rome, Georgia, to issue change bills.

Also, a bill to authorize the Mayor and Aldermen of the city of Newnan to issue change bills to an amount therein named, and for other purposes.

GEO. P. HARRISON,
Acting Chairman.

Mr. Mitchell, from the Committee on Enrollment, reported as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit.

An act to change and define the times of holding the Superior Courts of the several Counties of the Western Judicial Circuit.

An act to incorporate the Cherokee Mining & Manufacturing Company.

The following message was received from the Senate through Mr. Snead, their Secretary *pro tem.*, to-wit:

Mr. Speaker:—The Senate have passed the following bills, to-wit:

A bill to allow the redemption of real estate sold under execution, within a specified time.

A bill to incorporate the Columbus Rail Road Company.

A bill to add an additional clause to the 2531st section of the Code.

A bill supplementary to an act to incorporate the North-Georgia Mining & Manufacturing Company.

A bill to prescribe and regulate the relation between parent and child, among persons of color in this State, and for other purposes.

A bill to incorporate the Georgia Life & Accident, Insurance Company, of the city of Atlanta.

A bill to prescribe and regulate the relation of husband and wife, among persons of color, in this State, and for other purposes.

They have receded from their amendments to the bill of the House to legalize marriages between first cousins, which have been contracted since the 11th of December, 1863.

They have concurred in the amendments of the House to the bill of the Senate to incorporate the Cherokee Mining & Manufacturing Company.

Mr. Mitchell, from the Committee on Enrollment, reported as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives, the following Resolution, to-wit :

A joint Resolution expressing the cordial endorsement of the General Assembly of the Address of the Hon. A. H. Stephens.

The following message was received from his Excellency the Governor by Mr. Williams, his Secretary, to-wit :

Mr. Speaker :—The Governor has approved and signed the following acts, to-wit :

An act to perfect service against Express Companies.

An act to amend sections 1775 and 1776 of the new Code of Georgia, relative to orphans.

An act to authorize the Justices of the Inferior Court of Bartow County to settle or compromise the Bonds of said County that are now due and unpaid, and to issue new bonds for the same.

An act to amend the act incorporating the town of Black-shear, in Pierce County. approved December 16th, 1859.

An act to repeal an act to authorize the Trustees of the Glynn County Academy to lease or sell the Academy.

An act to authorize the Justices of the Inferior Court of the County of Early, in this State, to levy and collect an extra tax to pay for provisions heretofore purchased by them for the poor of said County, and for the use of disabled soldiers and their families.

An act to change the name of the Milledgeville Rail Road Company, and for other purposes.

An act to amend an act to incorporate in the State of Georgia an Insurance Company, to be called the Great Southern Insurance Company, assented to December 17th, 1861.

An act to incorporate the town of Wrightsville, in the County of Johnson, to appoint commissioners for the same, and for other purposes therein mentioned.

An act to repeal an act entitled an act the better to reg-

ulate the liquor traffic in the Counties of Taliaferro, Greene, Washington, and Henry, and for other purposes, assented to December 12th, 1860, so far as the said act relates to the County of Taliaferro.

An act to amend an act to incorporate the Skidaway Shell Road Company, and for other purposes therein named, assented to December 22nd, 1857.

An act to authorize the Inferior Court of the County of Twiggs to borrow money to pay the indebtedness, and for other purposes, of said County.

An act to alter the road laws of this State, and to amend the 585th, 588th, 594th, 602nd, and 604th sections of the Code of Georgia.

An act to define certain acts of trespass, and make the same penal.

An act to amend an act entitled an act to incorporate the Etowah & Auraria Hydraulic Hose Mining Company, approved December 7th, 1859.

An act to amend an act entitled an act to incorporate the Mechanics Saving Association of the city of Columbus, assented to April 13th, 1863.

An act to exempt from Road and Jury duty Professors of Colleges, and Teachers of Public or County Schools, in this State.

An act to amend the 4613th section of the Code of this State.

An act to amend the 349th section of the Code of Georgia.

An act to amend the 4391st section of the Code of Georgia.

An act to change the time of holding the terms of the Superior Court of Muscogee County.

An act for the relief of R. L. Haynes, M. J. Seals, A. H. Teasley, Isham Teasley, Hampton Smith, J. M. Childress, A. P. McPherson, S. F. Kincannon, W. P. Brown, R. A. Camp, and L. P. Brown, of Milton County, in this State, securities of B. T. Handley, who was indicted under the name of Thomas Handley, at the March term of the Superior Court, 1865, of said County of Milton, for the offence of robbing.

Leave of absence was granted to Mr. Hardeman of Bibb, and Mr. Dickson of Walker, on special business.

On motion of Mr. Kirby, he was allowed to withdraw a report submitted by him on yesterday, from the Committee on the Military Institute:

Mr. J. J. Jones, of Burke, reported a bill to alter and amend section 1564, of the Code of Georgia, in relation to peddlers.

Mr. Russell of Chatham reported a bill to legalize and make valid certain acts of Notaries Public in this State, &c.

By Mr. Stewart of Spalding—a bill to increase the pay of the Compiler, and for the early distribution of the Laws.

By Mr. McDougald of Chattahoochee—a bill to change the line between the Counties of Muscogee and Chattahoochee, so as to include the lands of William Woodfork, and the Bridge over Upatoie Creek, in the County of Chattahoochee.

Mr. Byrd of Mitchell reported a bill to alter and amend part 4th, title 7th, paragraph 4532, of the Penal Code.

Mr. Vason of Dougherty reported a bill to repeal sections 1593 and 2635 of the Code of Georgia, and all other acts of this State, so far as to allow aliens and foreigners to hold, acquire, and sell real estate in the State of Georgia, and for other purposes, &c.

Mr. McClendon of Wilkes reported a Resolution declaring it to be the sense of this House not to entertain any proposition looking to the sale or lease of the State Road.

The House took up the order of the day, to-wit: the bill to authorize the Inferior Courts of the several Counties in this State to levy and collect an extra tax for the support of indigent disabled soldiers, and families of deceased soldiers, &c.

Mr. DuBose moved a Resolution referring the bill and amendments to a select committee of nine, with instructions.

Mr. Brock of Haralson moved the indefinite postponement of the said Resolution.

Mr. Byrd moved to amend Mr. Brock's motion by including the bill with the Resolutions; which motion was lost.

The previous question was called and sustained.

The question then occurred upon Mr. Brock's motion to postpone, and upon which the ayes and nays were required to be recorded, and resulted in ayes 87, and nays 54.

Those who voted in the affirmative are Messrs:

Alexander,	Dixon of Macon,	Hill,
Atkinson,	Dorsey,	Holliday,
Baker,	Ellington,	Howard of Lump-
Brown of Early,	Evins,	kin,
Brown of Houston,	Ford,	Hudson,
Brock,	French,	Hughes, of Twiggs,
Bush,	Glenn,	Hughes of Union,
Burch,	Grogan,	Jones, J. B., of
Byrd,	Gunnels,	Burke,
Cabiness,	Hand,	Mallard,
Cameron,	Harrison,	Martin,
Cook,	Harlan,	McCutchen,
Colley,	Hargett,	McDowell of Heard,
Davenport,	Hicks,	McDowell of Pike,

McLendon,	Robertson,	Umpfrey,
McWhorter of	Robson,	Usry,
Greene,	Roundtree,	Vason,
McWhorter of Ogle-	Rumph,	Wall,
thorpe,	Russell of Chatham,	Watkins,
Mizell,	Sale,	Wicker,
Morell,	Shaw,	Willis,
Mitchell of Gwin-	Shepard,	Williams of Bryan,
nett,	Smith of Clinch,	Williams, of Bul-
Phillips,	Snead,	loch,
Quillian,	Speer,	Williams of Dooly,
Ragsdale,	Stapleton,	Woods of Floyd,
Reese,	Stanton,	Woods of Morgan,
Render,	Stewart,	Woodward,
Rhodes,	Sumner,	Womble.
Ridley,	Swann,	
Robinson of Lau-	Swearingen,	
rens,	Thomas,	

Those voting in the negative are Messrs:

Adams,	Harden,	Oates,
Asbury,	Hollis,	Peeples,
Bennett,	Hockenhull,	Pickett,
Benson,	Hodges,	Rogers,
Boyd,	Humphreys,	Russell of Musco-
Bragg,	Johnson of Forsyth,	gee,
Byington,	Johnson of Henry,	Scandrett,
Candler,	Johnson of Pierce,	Sharp,
Carter,	Jones, J. J., of	Simms, of Bartow,
Cloud,	Burke,	Simms of Newton,
Dart,	Kirby,	Smith, of Hancock,
Dodson,	Maddox, of Fulton,	Stallings,
Dodds,	McRae,	Stanfield,
Durham,	Morris of Frank-	Starr,
DuBose,	lin,	Tench,
Edge,	Morrow,	Tucker,
Fincannon,	Mitchell of Thomas,	White,
Frazier,	Montgomery,	Wilburn,
Gartrell,	Moses,	Winningham.
Gross,		

Ayes 87, nays 54. So the motion prevailed.

Mr. J. J. Jones offered the following amendment to the bill, to-wit:

"Sec. The Inferior Court may, in its discretion, issue County bonds for the purposes of this act, instead of levying a tax, as herein provided for."

Mr. Kirby moved to amend said amendment, as follows:

"And the State will assume the payment of said bonds as soon as she is able;" which was lost.

The amendment offered by Mr. J. J. Jones was agreed to.

Mr. J. J. Jones offered an additional section, which was agreed to.

Mr. Moses offered the following amendment:

"Be it enacted, &c., That nothing in this act contained shall in any way be construed as to imply that the State will be in any way bound by implication or otherwise, to the payment of any bonds issued by any County;" which amendment was withdrawn.

The report of the Committee as amended was then agreed to, the bill was read the third time and passed.

Mr. Adams of Clarke reported a bill to amend the 3604th section of the Code.

Also, a bill to amend the 3988th section of the Code.

Mr. Harlan of Gordon reported a bill to alter the rules of evidence in certain cases.

Mr. Gartrell of Cobb reported a resolution to authorize the refunding of certain money to William F. Groves, at Marietta.

Mr. Glenn of Whitfield reported a bill to provide a mode of ascertaining the number of widows and orphans of deceased soldiers, and all other poor persons in this State who will have to be supported by taxation, also providing a mode for raising money for their support.

On motion of Mr. Williams of Bryan the House adjourned until Monday morning next, at 9 o'clock.

MONDAY, FEBRUARY 26TH, 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by Rev. Mr. Hughes, of Union.

Mr. Moses moved a reconsideration of so much of the Journal of Saturday as relates to the passage of the bill authorizing the Inferior Courts to levy and collect an extra tax for the benefit of indigent soldiers and indigent families of Confederate and State troops, &c.

The previous question was called and sustained, and on the question of reconsideration, the ayes and noes were required to be recorded, and resulted in ayes 50, and noes 95.

Those who voted in the affirmative are Messrs :

Adams,
Atkinson,
Benson,
Byington,

Candler,
Cloud,
Dodds,
Durham,

DuBose,
Fincannon,
Frazer,
Gartrell,

Gross,	Mattox of Elbert,	Russell of Chatham,
Harrison,	McDowell of Heard,	Russell of Musco-
Harden,	McDowell of Pike,	gee,
Hollis,	Morris of Franklin,	Sharp,
Hockenull,	Morrow,	Shaw,
Hodges,	Mitchell of Gwin-	Simms, of Newton,
Humphreys,	nett,	Stallings,
Johnson of Forsyth,	Montgomery,	Starr,
Johnson of Henry,	Mosès,	Stewart,
Johnson of Pierce,	Oates,	Swann,
Jones, J. B., of	Peeples,	Tench,
Burke,	Pickett,	Tucker,
Kibbee,	Ragsdale,	Wilburn.
Maddox of Fulton,	Rogers,	

Those voting in the negative are Messrs :

Alexander,	Holliday,	Robertson,
Asbury,	Howard of Bartow,	Robson,
Baker,	Howard of Lump-	Roundtree,
Bennett,	kin,	Rumph,
Boyd,	Hudson,	Sale,
Bragg,	Hughes of Twiggs,	Scandrett,
Brown of Early,	Hughes of Union,	Shepherd,
Brown of Houston,	Jones, J. J., of	Sims of Bartow,
Brock,	Burke,	Smith of Clinch,
Bush,	Lindsay,	Smith of Hancock,
Burch,	Mallard,	Snead,
Byrd,	Martin,	Speer,
Cameron,	McCullough,	Stapleton,
Orter,	McCutchen,	Stanfield,
Cook,	McComb,	Stanton,
Colley,	McLendon,	Sumner,
Davenport,	McRae,	Thomas,
Dixon of Macon;	McWhorter of	Umphrey,
Dodson,	Greene,	Usry,
Dorsey,	McWhorter of Ogle-	Wall,
Edge,	thorpe,	Watkins,
Ellington,	Mizell,	White,
Evans,	Morell,	Wicker,
Ford,	Mitchell of Thomas,	Willis,
French,	Moughon,	Williams of Bryan,
Frost,	Phillips,	Williams of Bulloch,
Glenn,	Powell,	Williams of Dooly,
Grogan,	Quillian,	Winningham,
Gunnells,	Reese,	Woods of Floyd,
Hand,	Render,	Woods of Morgan,
Harlan,	Rhodes,	Woodward,
Hargett,	Ridley,	Womble.
Hicks,	Robinson of Lau-	
Hill,	rens,	

Ayes 50, noes 95. So the motion was lost.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit :

Mr. Speaker :—The Senate have agreed to a joint resolution in reference to the adjournment of the General Assembly on the 13th prox., to which they invite the concurrence of the House of Representatives.

Mr. Adams, chairman of the Committee on Finance, submitted the following report:

Mr. Speaker :—The committee on Finance have had under consideration the following bills, to-wit :

A bill to be entitled an act to authorize the Justices of the Inferior Court of Pickens county to apply certain monies to the building of a Jail, or otherwise, as in their discretion, will be to the best interest of the county; for which the committee offer a resolution, as a substitute, with a recommendation that it pass, in lieu of the original bill.

Also a bill to be entitled an act to authorize the superintendent of the W. & A. Rail Road, and the Treasurer of the State, to execute a bond for the payment of certain purchases from the United States, and to pledge the faith of the State for the payment thereof; which the committee recommend do pass.

Also a bill to be entitled an act to appropriate a sufficient sum of money to repair the State Capitol, and for other purposes; which the committee recommend do pass, with the following amendments: by striking out "eighteen thousand dollars" and inserting "six thousand dollars."

F. W. ADAMS,
Chm'n Com.

Leave of absence was granted to Mr. White, of Hart, after Wednesday next, for a few days on special business.

On motion of Mr. J. J. Jones, the rule was suspended, when he introduced a resolution, contemplating the appointment of a joint committee from the two Houses, to examine into the condition of the business before the General Assembly, and report thereon, with a view to an early adjournment.

Mr. McWhorter, of Greene, moved to amend by striking out "three from the Senate and five from the House," and insert in lieu thereof "two from the Senate and three from the House," which motion was lost:

On motion of Mr. Adams of Clarke, the resolution was laid on the table for the present.

The House took up the report of the committee on the bill to amend an act to incorporate an Insurance Company in the city of Augusta, to be called the Commercial Insurance Company of Augusta, assented to April 18th, 1863.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the superintendent of the Western and Atlantic R. Road, and the Treasurer of the State, to execute a bond for the payment of certain purchases from the United States, and to pledge the faith of the State for the payment thereof.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to be entitled an act for the relief of the people of Georgia.

The amendments proposed by the committee on the Judiciary were agreed to.

Mr. J. J. Jones moved further to amend the report by striking out all in the seventh line of the 6th section after the word "cases," which amendment was disagreed to.

Mr. Byrd, of Mitchell, offered a substitute for said bill, which substitute was lost.

Mr. Gartrell, of Cobb, offered the following amendment: "and when a judgment is obtained on a contract made since the 1st of June, 1865, and an older judgment obtained upon a contract made before said 1st of June, 1865, nothing in this act contained shall be so construed as to permit or allow said older judgment to receive more than one fourth of the amount of said older judgment annually, in preference to the younger judgment, founded on contracts made since said first of June, 1865," which amendment was lost.

Mr. Peeples, of Berrien, offered the following amendment: "In no case shall plaintiff be allowed to levy or sell more of defendant's property under *fi fa* than will raise an amount equal to one fourth of principal and interest due on said *fi fa*; *Provided*, the judgment upon which *fi fa* was issued is not a debt contracted since the fourth of June, 1865," which amendment was lost.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Lunatic Asylum, which, on motion, was referred to the committee on Finance.

The following message was received from His Excellency, the Governor, by Mr. Williams, his Secretary, to-wit:

Mr. Speaker:—The Governor has approved and signed the following acts to-wit:

An act allowing the redemption of lands forfeited or sold for taxes due the State, or any county or city thereof, by paying the taxes of each, and the legal rate of interest per annum thereon, together with costs which may have accrued.

An act to incorporate the Empire State Manufacturing Company, in the county of Newton.

An act to alter and amend the first number of section 1954, 2nd article, part 2nd, title 3rd, chapter 2nd of the Code of Georgia.

An act to incorporate the McClusky Gold Mining Company.

An act to change the name of the Confederate Fire and Insurance Company, and to make more definite the liabilities of the stockholders.

An act to amend the second section of an act entitled an act to incorporate the Empire State Iron and Gold Mining Company, and to confer certain powers and privileges thereon, passed over the Governor's veto by Senate and House of Representatives, Dec. 9th, 1862.

An act relative to bonds of trustees.

An act to add an additional section to an act incorporating the town of Fayetteville, assented to Dec. 20th, 1823, and to amend section 3rd of said act.

An act to revive, alter and amend an act entitled an act to incorporate an Insurance Company in the city of Columbus, to be called the Merchants Insurance Company of Columbus, Ga., assented to Nov. 14th, 1864, and to change the name to the Merchants and Planters Insurance Company of Columbus, Ga.

Also a resolution appointing a committee to examine the State Library.

The House took up the report of the committee on the Senate bill to exempt from levy and sale certain property of every debtor in this State, and for other purposes, for which the committee had reported a substitute, and pending the consideration thereof, the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled.

On motion of Mr. Adams, the unfinished business of the morning session was postponed for the present.

The House took up the report of the committee on the bill to allow Clerks of the Superior and Inferior Courts of McIntosh county to keep their offices more than one mile from the court house.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Inferior Court of Bartow county to issue bonds to raise revenue for county purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the line between the counties of Henry and Butts.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to change the county line between the counties of Cobb and Paulding, and to add a portion of the county of Paulding to the county of Cobb.

The report of the committee was agreed to, which being adverse to the bill, the same was lost.

The House took up the report of the committee on the bill to incorporate the Cuthbert Manufacturing Company, and to confer certain powers and privileges thereon.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to authorize the Inferior Court of Randolph county to issue bonds, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Mayor and Aldermen of the city of Newnan, to issue change bills to an amount therein specified.

On motion of Mr. Alexander, of Houston, the bill was indefinitely postponed.

The House took up the report of the committee on the bill to authorize the Inferior Court of Pickens county to apply certain monies to the building of a Jail, or otherwise, as in their discretion will be to the best interest of the county.

Mr. McCutchens, of Pickens, asked for the privilege of withdrawing the bill and substitute reported by the Finance Committee, which was refused.

On motion, the bill and substitute were re-referred to the committee on Finance, with instructions to report a bill.

The House took up the report of the committee on the bill to incorporate the town of Springfield, to appoint commissioners for the same, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the city of Rome to issue change bills.

The report was agreed to, and the bill was lost.

The bill to authorize the City Council of Marietta to is-

sue \$1000 in change bills, was, on motion, indefinitely postponed.

The Senate amendment to the bill to allow the Ordinary of Polk county to keep his records and papers of his office at his residence till the building of a court-house for said county, was disagreed to.

The Senate amendment to the bill to appropriate money to repair and wind up the State House clock for the year 1866, was taken up and agreed to.

The following Senate bills were read the first time, to-wit:

A bill to allow the redemption of real estate sold under execution within a specified time.

Also a bill to add an additional clause to the 2531st section of the Code.

Also a bill supplementary to an act to incorporate the North Georgia Mining and Manufacturing Co.

Also a bill to incorporate the Columbus R. R. Co., and for other purposes.

Also a bill to prescribe and regulate the relation of parent and child among persons of color in this State, and for other purposes.

Also a bill to incorporate the Georgia Life and Accident Insurance Co. of the city of Atlanta.

Also a bill to prescribe and regulate the relation of husband and wife between persons of color. .

Also a bill to organize and establish an Orphan's Home in this State.

The Senate bill to repeal an act to require the incorporated cotton and wool factories in this State to publish lists of their stockholders, was read the second time and committed for a third reading.

Also a bill to give certain powers to the Judge of the City Court of Savannah, and to prescribe certain practice in said Court, and for other purposes.

Mr. Swearingen, of Decatur, reported a bill to consolidate and amend the several acts incorporating the town of Bainbridge, in the county of Decatur, and to grant certain privileges to the same.

Mr. Gartrell, of Cobb, reported a bill to extend the charter of the Roswell Manufacturing Co.

Mr. Russell, of Muscogee, reported a bill to amend the Code of Georgia, and add an additional section thereto.

Leave of absence was granted to Mr. Hodges, of Butts, for a few days, on special business, and to Mr. Davenport, of Oglethorpe, for the balance of the session, after Thursday next.

On motion, the House adjourned until 9 o'clock to-morrow morning.

TUESDAY, FEBRUARY 27TH, 1866. }
 9 o'clock, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Byrd, of Mitchell, moved a reconsideration of so much of the Journal of yesterday as relates to the passage of the bill for the relief of the people of Georgia, which motion was lost.

Mr. Gartrell, of Cobb, moved a reconsideration of so much of the Journal of yesterday as relates to the loss of the bill to change the county line between the counties of Cobb and Paulding, so as to add a portion of the county of Paulding to the county of Cobb, which motion was lost.

On motion, of Mr. J. J. Jones, the rule was suspended, when he introduced a resolution, as follows :

Resolved, That the House of Representatives will confine itself hereafter to disposing of bills on their final passage, at the forenoon and afternoon sessions, and will have night sessions for the purpose of reading bills the 1st and 2nd time, and passing bills of a purely local character; which was taken up, read and adopted.

The Senate resolution fixing the 13th March as the day of final adjournment, was taken up, read and adopted.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker :—The Senate have agreed to a joint resolution in relation to the lands donated to the several States, for certain purposes, by act of the Congress of the United States, approved April 14th, 1864, and extended to April 14th, 1866, to which they ask the concurrence of the House of Representatives.

On motion, said resolution was taken up and adopted.

The House took up the report of the committee on the bill to exempt from levy and sale, certain property of every debtor in this State, for which the committee had reported a substitute.

Mr. J. J. Jones moved the indefinite postponement of the bill and substitute, which motion was lost.

Mr. Dodson, of Catoosa, offered the following amendment, to the original bill :

Strike out "twenty-five hundred dollars" wherever it occurs, and insert "one thousand dollars", which amendment was lost.

Mr. Dodson moved further to amend, by inserting after the word "process" the words, "judgments, order or decree, hereafter obtained in this State", and strike out the

word "whatever", where it now stands, and insert it after the word "decree", which amendment was disagreed to.

Mr. Pottle offered the following amendment, to come in at the close of the 2nd section :

"And provided further, that nothing in this act shall interfere with liens of judgments, existing prior to the passage of this act, or to exempt any property from levy and sale, until the purchase money is paid"

Mr. Gartrell moved to amend said amendment, as follows : "provided, that nothing herein contained, shall be so construed as to affect pre-existing debts" ; upon which, the ayes and noes were required to be recorded, and resulted in ayes 83, and noes 68.

Those voting in the affirmative are Messrs :

Adams,	Howard, of Lump-Robinson, of Lau-
Asbury,	kin, rens,
Bennett,	Hockenhull, Robson,
Benson,	Hodges, Rogers,
Boyd,	Hudson, Roundtree,
Bragg,	Humphries, Rumph,
Brock,	Hughes, of Union, Scandrett,
Burch,	Johnson of Henry, Sharp,
Byrd,	Jones, J. B., of Shaw,
Candler,	Burke, Sims, of Bartow,
Cloud,	Jones, J. J. of Simms, of Newton,
Cook,	Burke, Snead,
Dart,	Lawson, Stallings,
Dodson,	Maddox, of Fulton, Stapleton,
Dodds,	Mattox of Elbert, Stanfield,
Dorsey,	Mallard, Stanton,
Durham,	McCutchen, Stewart,
Edge,	McComb, Tench,
Ellington,	McDougald, Thomas,
Fincannon,	Morris, of Franklin, Umphrey,
Fraser,	Mitchell, of Gwin-Usry,
Frost,	nett, White,
Gartrell,	Mitchell, of Thomas, Wicker,
Green,	Moses, Willis,
Gunnells,	Moughon, Woods, of Floyd,
Harlan,	Oates, Woods, of Morgan
Hargett,	Powell, Woodward,
Hicks,	Quillian, Womble,
Holliday,	Ridley,

Those voting in the negative, are Messrs :

Alexander,	Brown, of Early, Byington,
Atkinson,	Brown, of Houston, Cabaniss,
Baker,	Bush, Cameron,

Carter,	McDowell, of Pike,	Russell, of Musco-
Colley,	McLendon,	gee,
Davenport,	McRae,	Sale,
Dixon, of Macon,	McWhorter,	Shepard,
Evans,	of Greene,	Smith, of Clinch,
Ford,	McWhorter, of Ogle-	Smith, of Hancock,
French,	thorpe,	Speer,
Glenn,	Mizell,	Starr,
Grogan,	Morrell,	Sumner,
Gross,	Morrow,	Swann,
Hand,	Montgomery,	Swearingen,
Harrison,	Peeples,	Tucker,
Harden,	Pickett,	Vason,
Hollis,	Phillips,	Wall,
Hughes, of Twiggs,	Pottle,	Watkins,
Johnson, of Pierce,	Ragsdale,	Wilburn,
Kibbee,	Reese,	Williams, of Bryan,
Lindsay,	Render,	Williams of Bulloch,
Martin,	Rhodes,	Williams, of Dooly,
McCullough,	Robertson,	Winningham,
McDowell of Heard,	Russell, of Chatham,	

Ayes 83, Noes 68 ; So the amendment was agreed to.

On motion of Mr. McWhorter, of Greene, the bill and substitute were indefinitely postponed.

Leave of absence was granted to Mr. Cook, of Irwin, on account of sickness in his family.

On motion, the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled, and took up the report of the committee on the bill to alter and amend chapter 4th, article 1st, part 2nd, title 2nd, of the Code, in relation to indentured servants and apprentices, for which the committee had reported a substitute.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Columbus Manufacturing company.

Mr. Russell, of Muscogee, offered a substitute for said bill, which, together with the original, was referred to the committee on Manufactures.

The House took up the report of the committee on the bill to incorporate the Steam mill cotton company.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Little River Mining company.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the reconsidered bill to incorporate the Blairsville Mining and Manufacturing company, which was amended and passed.

The House took up the report of the committee on the Senate bill to change the terms of the Superior Courts of Worth county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to give certain powers to the Judge of the City Court of Savannah, and prescribe certain practices in said Court, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to enlarge the powers of the City Council of Augusta.

The report of the committee was agreed to, the bill was read the third time and passed.

The Senate bill to extend the corporate limits of the city of Rome, was indefinitely postponed.

The bill to incorporate the LaGrange Savings Institution, was read the second time, and committed for a third reading.

Also, a bill to authorize the Inferior Court of Thomas county, to levy and collect a tax for certain purposes.

Also, a bill for the relief of Moses S. Collins.

Also, a bill to incorporate the City Loan Association and Savings bank of Augusta.

Also, a bill to alter and amend the charter of the town of Sparta, in the county of Hancock, so as to allow the Commissioners thereof, to increase the license fees for the retail of spirituous liquors.

Also, a bill to increase the pay of the Compiler, and provide for the early distribution of the Laws.

Also, a bill to incorporate a company for the purpose of laying down carriage railways in certain streets of Savannah, for operating the same under grant or ordinance of the city Council of said City, and for other purposes.

Also, a bill to alter the rules of evidence in certain cases.

Also, a bill to repeal all laws making it penal for the people of this State, to receive and circulate United States currency.

Also, a bill to consolidate and amend the several acts incorporating the town of Bainbridge, in the county of Decatur, and to grant certain privileges to the same.

The bill to change the line between the counties of Murray and Whitfield, was read the second time and referred to the committee on new counties and county lines.

Also, a bill to change the line between the counties of Muscogee and Chattahoochee, so as to include the lands of William Woolfolk, and the bridge over Upatoi creek, in the county of Chattahoochee.

The following Senate bills were read the second time, and referred to the committee on Manufactures, to-wit :

A bill to incorporate the Franklin Mining and Manufacturing company.

Also, a bill to incorporate the Union Express company.

Also, a Senate bill supplementary to an act to incorporate the North-Georgia Mining and Manufacturing company.

The bill to provide a mode of ascertaining the number of widows and orphans of deceased soldiers, and indigent soldiers, and all other poor persons in this State, who will have to be supported by taxation ; also, providing a mode for raising money for their support, was read the second time, and referred to the committee on Finance.

Also, a bill appropriating twenty-five thousand dollars of the earnings of the Western and Atlantic Rail Road, to the Georgia State Orphans Home.

The Senate bill to incorporate the Columbus Rail Road company, and for other purposes, was read the second time, and committed for a third reading.

Also, a bill to prescribe and regulate the relation of husband and wife, between persons of color.

The following bills were read the second time, and referred to the committee on the Judiciary, to-wit :

A bill to repeal an act, assented to March 21st, 1864, and to re-enact the former laws in regard to publishing the decisions of the Supreme Court.

Also, a bill to amend an act, entitled an act, to incorporate the Home Insurance company.

Also, a bill for the relief of George Cox, of Whitfield county.

Also, a bill to amend section 291 of the Code of Georgia.

Also, a bill to relieve Tax-collectors for the year 1865, from the obligation of their bonds.

Also, a bill to amend section 1564 of the Code of Georgia.

Also, a bill to legalize and make valid certain acts of notaries public, in this State, and for other purposes.

Also, a bill to alter and amend section 4532 of the Code of Georgia.

Also, a bill to repeal sections 1593 and 2635 of the Code

of Georgia, and all other acts of this State, so far as to allow aliens and foreigners, to hold, acquire, and sell, real estate in this State, and for other purposes.

Also, a bill to amend section 3604 of the Code of Georgia.

Also, a bill to amend section 3988 of the Code of Georgia.

Also, a bill to extend the charter of the Roswell Manufacturing company.

Also, a bill to amend the Code of Georgia, and to add additional sections thereto.

The following bills of the Senate were read the second time, and referred to the committee on the Judiciary, to-wit :

A bill to prescribe and regulate the relation of parent and child, among persons of color, in this State, and for other purposes.

Also, a bill to allow the redemption of real estate, sold under execution, within a specified time.

Also, a bill to add an additional clause to section 2531 of the Code of Georgia.

The following bill of the Senate, was read the second time and referred to the committee on Banks, to-wit :

A bill to incorporate the Georgia Life Insurance and Accident Insurance company, of the city of Atlanta.

On motion, the House adjourned until 9 o'clock to-morrow morning.

WEDNESDAY, FEBRUARY 28TH., 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Baker, of Lowndes, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House on the bill to exempt from levy and sale certain property of every debtor in this State, upon which motion the ayes and noes were required to be recorded, and resulted in ayes 95, and noes 51.

Those who voted in the affirmative are Messrs :

Atkinson,	Bush,	Carter,
Baker,	Burch,	Cloud,
Bennett,	Byrd,	Colley,
Brown, of Early,	Byington,	Dart,
Brown, of Houston,	Cabaniss,	Davenport,

Dixon, of Macon,	Mattox, of Elbert,	Sharp,
Edge,	Mallard,	Shaw,
Ellington,	Martin,	Shepard,
Evans,	McCullough,	Smith, of Clinch,
Ford,	McDowell of Heard,	Snead,
Frazer,	McDowell, of Pike,	Speer,
French,	McDougald,	Stallings,
Frost,	McLendon,	Stanfield,
Gartrell,	McWorter,	Starr,
Gibson,	of Greene,	Stewart,
Glenn,	McWhorter of Ogle-	Sumner,
Green,	thorpe,	Swann,
Grogan,	Mizell,	Swearingen,
Gross,	Morell,	Thomas,
Gunnells,	Morrow,	Tucker,
Hall,	Montgomery,	Vason,
Hand,	Pickett,	Watkins,
Harden,	Phillips,	White,
Harlan,	Pottle,	Wilburn,
Hill,	Ragsdale,	Willis,
Hollis,	Reese,	Williams, of Bryan,
Hudson,	Render,	Williams, of Bul-
Hughes, of Twiggs,	Ridley,	loch,
Johnson, of Pierce,	Robertson,	Williams, of Dooly,
Johnson, of Wilcox,	Rogers,	Winningham,
Kibbee,	Russell of Chatham,	Woods, of Floyd,
Lindsay,	Russell of Muscogee,	Woodward,
Maddox of Fulton,	Sale,	Womble.

Those who voted in the negative are Messrs :

Adams,	Humphreys,	Quillian,
Asbury,	Hughes, of Union,	Rhodes,
Benson,	Johnston,	Robinson,
Bragg,	of Forsyth,	of Laurens,
Brock,	Johnson, of Henry,	Robson,
Cameron,	Jones, J. B., of	Roundtree,
Candler,	Burke,	Rumph,
Dickson, of Walker,	Jones, J. J.	Scandrett,
Dodson,	of Burke,	Sims, of Bartow,
Dodds,	Lawson,	Simms, of Newton,
Dorsey,	McCutchen,	Smith, of Hancock,
Durham,	McComb,	Stapleton,
Fincannon,	McRae,	Stanton,
Harrison,	Morris, of Franklin,	Umphrey,
Hargett,	Mitchell,	Usry,
Hicks,	of Gwinnett,	Wicker,
Holliday,	Mitchell of Thomas,	Woods, of Morgan,
Howard of Lumpkin,	Moughon,	
Hockenhill,	Oates,	

Ayes 95, noes 51. So the motion to reconsider prevailed.

On motion said bill was taken up.

Mr. Ridley moved the reference of the bill and substitute to the committee on the Judiciary, which motion was lost.

Mr. Kibbee moved the reference of the bill and substitute to a special committee of one from each Congressional District, and two for the State at large, which motion was lost.

Mr. Stewart, of Spaulding, offered a substitute for the substitute reported by the committee. •

Mr. Pottle moved to amend the original bills as follows:

“ *And be it further enacted, That nothing herein contained shall be so construed as to exempt any property from levy and sale until the purchase money is paid.*”

Mr. Gartrell offered the following amendment to Mr. Pottle's amendment:

“ *Provided, That nothing herein contained shall be so construed as to effect pre-existing debts.*”

The previous question was called and sustained, and upon the amendment offered by Mr. Gartrell the ayes and noes were required to be recorded, and resulted in ayes 82, and noes 64.

Those voting in the affirmative are Messrs:

Adams,	Hargett,	Powell,
Asbury,	Hicks,	Quillian,
Benson,	Holliday,	Redwine,
Boyd,	Howard, of Lump-	Ridley,
Bragg,	kin,	
Brown, of Early,	Hockenhull,	Robinson, of Lau-
Brock,	Humphreys,	rens,
Burch,	Hughes, of Union,	Robertson,
Byrd,	Johnson, of Forsyth,	Robson,
Candler,	Johnson, of Henry,	Rogers,
Dart,	Johnson, of Wilcox,	Roundtree,
Dickson, of Walker,	Jones, J. B., of Burke,	Rumph,
Dodson,	Jones, J. J., of	Scandrett,
Dodds,	Burke,	Sharp,
Dorsey,	Lawson,	Shaw,
Durham,	Mattox, of Elbert,	Sims, of Bartow,
DuBose,	Mallard,	Simms, of Newton,
Ellington,	McCutchen,	Smith, of Hancock,
Fincannon,	McComb,	Stallings,
Frazer,	Morris of Franklin,	Stapleton,
Frost,	Mitchell, of Gwin-	Stanfield,
Gartrell,	nett,	Starr,
Gibson,	Mitchell, of Thom-	Stanton,
Green,	as,	Tench,
Gunnells,	Moses,	Umphrey,
Harrison,	Moughon,	Usry,
Harlan,	Oates,	Wicker,

Willis, Woods, of Floyd, Woodward,
Williams, of Dooley, Woods, of Morgan,

Those who voted in the negative are Messrs:

Alexander,	Johnson, of Pierce,	Render,
Atkinson,	Kibbee,	Russell, of Chatham,
Baker,	Lindsay,	Russell of Muscogee,
Bennett,	Maddox, of Fulton,	Sale,
Brown, of Houston,	Martin,	Shepard,
Bush,	McCullough,	Smith, of Clinch,
Cabaniss,	McDowell, of Heard,	Speer,
Carter,	McDowell, of Pike,	Stewart,
Colley,	McLendon,	Sumner,
Dixon, of Macon,	McRae,	Swann,
Edge,	McWhorter of	Swearingen,
Evans,	Greene,	Thomas,
Ford,	McWhorter of Ogle-	Tucker,
French,	thorpe,	Vason,
Glenn,	Mizell,	Watkins,
Gross,	Morrell,	White,
Hall,	Morrow,	Wilburn,
Hand,	Montgomery,	Williams, of Bryan,
Harden,	Pickett,	Williams, of Bul-
Hollis,	Phillips,	loch,
Hudson,	Pottle,	Winningham,
Hughes, of Twiggs,	Ragsdale,	

Ayes 82, noes 64. So the amendment was agreed to.

Mr. Pottle's amendment as amended was agreed to.

The question then recurred upon receiving the substitute offered by Mr. Stewart for the substitute reported by the Judiciary Committee, and upon which the ayes and noes were required to be recorded, and resulted in ayes 77, and noes 68.

Those who voted in the affirmative are Messrs:

Alexander,	Edge,	Kibbee,
Atkinson,	Evans,	Lindsay,
Baker,	Ford,	Maddox, of Fulton,
Bennett,	French,	Mattox, of Elbert,
Bush,	Green,	Martin,
Byrd,	Gross,	McCullough,
Byington,	Hand,	McDowell of Heard,
Cabaniss,	Harden,	McDowell, of Pike,
Carter,	Harlan,	McLendon,
Cloud,	Hollis,	McWhorter of
Colley,	Hudson,	Greene,
Davenport,	Hughes, of Twiggs,	McWhorter,
Dixon, of Macon,	Johnson, of Forsyth,	of Oglethorpe,
Dodson,	Johnston, of Pierce,	Mizell,
Durham,	Johnson, of Wilcox,	Morell,

Morrow,	Shepard,	Tucker,
Montgomery,	Smith, of Clinch,	Vason,
Oates,	Snead,	Watkins,
Pickett,	Speer,	White,
Phillips,	Stallings,	Wilburn,
Pottle,	Stanfield,	Williams, of Bryan,
Ragsdale,	Starr,	Williams,
Render,	Stewart,	of Bulloch,
Ridley,	Sumner,	Winningham,
Rogers,	Swann,	Woods, of Floyd,
Russell, of Chatham,	Tench,	Womble.
Sale,	Thomas,	

Those voting in the negative are Messrs :

Adams,	Holliday,	Rhodes,
Asbury,	Howard,	Robinson,
Benson,	of Lumpkin,	of Laurens,
Boyd,	Hockenhull,	Robertson,
Brown, of Early,	Humphreys,	Robson,
Brock,	Hughes, of Union,	Roundtree,
Burch,	Johnson, of Henry,	Rumph,
Cameron,	Jones, J. B.	Russell of Muscogee,
Candler,	of Burke,	Scandrett,
Dart,	Jones, J. J.	Sharp,
Dickson of Walker,	of Burke,	Shaw,
Dodds,	Lawson,	Sims, of Bartow,
Dorsey,	Mallard,	Simms, of Newton,
DuBose,	McCutchen,	Smith, of Hancock,
Ellington,	McComb,	Stapleton,
Fincannon,	McRae,	Stanton,
Fraser,	Morris, of Franklin,	Umphrey,
Frost,	Mitchell, of Gwin-	Usry,
Gartrell,	nett,	Wicker,
Gibson,	Mitchell of Thomas,	Willis,
Glenn,	Moses,	Williams, of Dooly,
Gunnells,	Moughon,	Woods, of Morgan,
Hall,	Powell,	Woodward.
Harrison,	Quillian,	
Hargett,	Redwine,	

Ayes 77, nays 68.

So the substitute was received in lieu of the substitute.

The question then occurred upon receiving the substitute in lieu of the original bill, and decided in the affirmative.

The report of the committee as amended was then agreed to, the bill was read the third time, and upon the passage of the bill the ayes and noes were required to be recorded, and resulted in ayes 79, and noes 66.

Those who voted in the affirmative are Messrs :

Alexander,	Hollis,	Render,
Atkinson,	Hudson,	Ridley,
Baker,	Hughes, of Twiggs,	Russell of Chatham,
Bennett,	Johnson, of Forsyth,	Sale,
Brown, of Early,	Johnson of Pierce,	Shepard,
Bush,	Johnson, of Wilcox,	Smith, of Clinch,
Byrd,	Kibbee,	Snead,
Byington,	Lindsay,	Speer,
Cabaniss,	Maddox, of Fulton,	Stallings,
Carter,	Martin,	Stanfield,
Cloud,	McCullough,	Starr,
Colley,	McDowell, of Heard,	Stewart,
Dart,	McDowell, of Pike,	Sumner,
Davenport,	McLendon,	Swann,
Dixon, of Macon,	McWhorter,	Tench,
Durham,	of Greene.	Thomas,
Edge,	McWhorter,	Tucker,
Evans,	of Oglethorpe,	Vason,
Ford,	Mizell,	Watkins,
French,	Morrell,	White,
Frost,	Morrow,	Wilburn,
Green,	Montgomery,	Williams, of Bryan,
Gross,	Oates,	Williams of Bulloch,
Hall,	Pickett,	Williams, of Dooly,
Hand,	Phillips,	Winningham,
Harden,	Pottle,	Woods, of Floyd,
Harlan,	Ragsdale,	Womble.

Those voting in the negative are Messrs :

Adams,	Harrison,	Mitchell.
Asbury,	Hicks,	of Gwinett,
Benson,	Holliday,	Mitchell, of Thom-
Boyd,	Howard of Lump-	as,
Brock,	kin,	Moses,
Burch,	Hockenhull,	Moughon,
Cameron,	Humphreys,	Powell,
Candler,	Hughes, of Union,	Quillian,
Dickson, of Walker,	Johnson, of Henry,	Redwine,
Dodson,	Jones, J. B., of	Rhodes,
Dodds,	Burke,	Robinson, of Lau-
Dorsey,	Jones, J. J., of	rens,
DuBose,	Burke,	Robertson,
Ellington,	Lawson,	Robson,
Fincannon,	Mattox, of Elbert,	Rogers,
Fraser,	Mallard,	Roundtree,
Gartrell,	McCutchen,	Rumph,
Gibson,	McComb,	Russell, of Musco-
Glenn,	McRae,	gee,
Gunnells,	Morris, of Franklin,	Scandrett,

Sharp,	Stapleton,	Willis,
Shaw,	Stanton,	Woods, of Morgan.
Sims, of Bartow,	Umphrey,	Woodward,
Simms, of Newton,	Usry,	
Smith, of Hancock,	Wicker,	

Ayes 79, noes 66. So the bill as amended was passed.

Mr. Render, chairman of the Enrolling committee, reported as duly enrolled and ready for the signatures of the Speaker of the House of Representatives and President of the Senate, the following acts, &c., to-wit:

An act to legalize marriages between first cousins, which have been contracted since 11th December, 1863.

Also, an act to appropriate money to repair and wind up the State Clock for the year 1866.

Mr. Harrison, from the committee on Banks, submitted the following report:

The committee on Banks to whom was referred a bill to be entitled an act to incorporate the Georgia Life & Accident Insurance Company, of the city of Atlanta, recommend that the same do pass, after amending the fourth section by striking out the words "twenty-five" and insert in lieu thereof "fifty."

GEO. P. HARRISON, Chairman.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker: The Senate have passed the following bill, to-wit:

A bill to regulate the proceedings in winding up the insolvent Banks of this State, to provide for the distribution of their assets, and the mode of proceeding against the stockholders thereof for their ultimate personal liability for the redemption of their bills, and other obligations under their charters respectively, and to relieve the officers from certain pains and penalties.

Mr. Moses, chairman of the Judiciary committee, submits the following report:

Mr. Speaker: The committee on the Judiciary have had the following bills under consideration, and report as follows:

A bill to be entitled an act to repeal so much of the 1655 section of the Code of Georgia as prohibits the marriage of persons within the fourth degree of consanguinity.

Recommend this bill do pass.

Also a bill to be entitled an act to limit the time within which the privileges granted to incorporated companies during the present session of the General Assembly may be exercised, and for other purposes.

Recommend this bill do pass.

Also, a bill to be entitled an act to alter and amend the 648th section of the Code of Georgia.

Recommend this bill do pass.

Also, a bill to be entitled an act for the Relief of Miley Howard, former wife of Simeon P. Howard, of Pierce county, Georgia.

Recommend this bill do pass.

Also, a bill to be entitled an act to authorize the Justices of the Peace in the 1082nd District, Georgia Militia, in the county of Ware, to hold their Justices Courts at Glenmore Station, Number ten, Savannah & Gulf Railroad in said county.

Recommend this bill do pass.

Also, a bill to be entitled an act to repeal an act entitled an act to allow the Ordinaries of this State to charge and receive certain fees, assented to December 14th, 1863, and to authorize them to charge and receive certain fees in addition to those specified in the Code.

Recommend this bill do pass.

Also, a bill to be entitled an act to prevent vagrancy, and to compel free persons of color to labor in this State.

Recommend this bill do not pass.

Also, a bill to be entitled an act to regulate the contracts with freedmen, and to enforce the same.

Recommend this bill do not pass.

Also, a bill to be entitled an act to suspend the collecting laws of this State until the first day of January, 1868, except in certain cases therein provided.

Recommend this bill do not pass.

Also, a bill to be entitled an act to repeal an act entitled an act to point out the mode of paying the fees of the Solicitor General of the Eastern Judicial District of Georgia in Chatham county in certain cases, and for other purposes therein enumerated.

Recommend this bill do not pass.

Also, a bill to be entitled an act to amend the laws of this State authorizing administrators and guardians to resign and to regulate such resignations.

Recommend this bill do not pass.

Also, a bill to be entitled an act to fix the fees of Coroners in the several counties in this State, and for other purposes therein named.

Recommend this bill do not pass.

Also, a bill to be entitled an act to authorize Judges of the Superior Court to grant rules *ni-si* for the foreclosure of mortgages on real estate in vacation.

Recommend this bill do not pass.

Also, a bill to be entitled an act to define and establish

the given names and sur-names of colored freedmen, and to provide for the establishment of the same.

Recommend this bill do not pass.

Also, a bill to be entitled an act to create and organize a new Judicial Circuit.

Recommend this bill do not pass.

Also, a bill to be entitled an act making it the duty of Courts trying indictments found or crimes and offences charged, to have been committed before or during the late war of the Southern States where the defendant can and does show to the satisfaction of the Court that he had a witness who died during said war, whose testimony would have acquitted him, on motion to discharge and acquit the defendant.

Recommend this bill do not pass.

Also, a bill to be entitled an act to define the liabilities of Vendue Masters in certain cases.

Recommend this bill do not pass.

Also, a bill to be entitled an act to authorize the Inferior Court of Scriven county to retain the State tax of said county, of 1866, for the purpose of rebuilding a Court House.

Recommend this bill do not pass.

Also, a bill to be entitled an act to make valid all wills made beyond the limits of the State of Georgia, between the 1st June, 1861, and the first June, 1865, or within the limits of the State under certain circumstances.

Recommend this bill do not pass.

Also, a bill to be entitled an act to amend the 1339 section of the Code of Georgia.

Recommend this bill do not pass.

Also, a bill to be entitled an act to amend the laws of this State concerning interest on money.

Recommend this bill do not pass.

Also, a bill to be entitled an act to prescribe the time for Sheriffs and Constables to advertise before the sale of property.

Recommend this bill do not pass.

Also, a bill to be entitled an act to authorize the waiver of legal proceedings in certain cases.

Recommend this bill do not pass.

Also, a bill to be entitled an act to regulate the printing of county officers.

Recommend this bill do not pass.

Also, a bill to be entitled an act to amend the 4435th paragraph and twenty-first section of the Penal Code.

Also, a bill to be entitled an act to authorize and require the Ordinaries of this State to permit Executors, Administrators and Guardians to make an account in their next an-

nual returns of Confederate and State securities that *bona fide* belong to the estates and legacies represented by them.

Recommend this bill be indefinitely postponed.

Also, a bill to be entitled an act to define vagrancy, and to prescribe punishment for the same, and for other purposes.

Recommend this bill be indefinitely postponed.

Also, a bill to be entitled an act to repeal the 1655th paragraph of part 2nd, title 2nd, chapter 1st, article 1st, of the Code of Georgia, which prohibits cousins within the fourth degree of consanguinity from marrying:

Recommend this bill be indefinitely postponed.

Also, a bill to be entitled an act to protect land holders in their timber, firewood, and the like, and to punish those who cut, use, and destroy the same without the consent of the owners of the same.

Recommend this bill be indefinitely postponed.

Also, a bill to be entitled an act to require all Railroad companies in this State to receive and forward all freights offered or tendered for shipment on their roads in the time herein prescribed.

The committee report this back without recommendation.

Also, a bill to be entitled an act to amend the 4435th section of the Penal Code, part 4th, title 1st.

The committee report a substitute which they recommend do pass in lieu of the original.

Also, a bill to be entitled an act to add an additional section to paragraph 3621, part 3rd, title 7th, of the Penal Code.

The committee report a substitute which they recommend do pass in lieu of the original.

Also, a bill to be entitled an act for the relief of Administrators, Executors, Guardians and Trustees, and for other purposes.

The committee report a substitute which they recommend do pass in lieu of the original.

The committee have acted on the following Senate bills:

A bill to be entitled an act to amend the one thousand three hundred and fiftieth section of the Code of Georgia.

Recommend this bill do pass.

Also, a bill to be entitled an act to carry into effect the ninth clause of section first, article fifth, of the Constitution of this State in reference to the marriage relation between white persons and persons of African descent.

Recommend this bill do pass.

Also, a bill to be entitled an act to prevent the illegal detention or removal of property in this State, and to prescribe the punishment of the same.

Recommend this bill do pass.

Also, a bill to be entitled an act to allow all persons residents of this State, who were maimed in the late war to peddle and vend goods, wares and merchandise in any county in this State, under certain restrictions therein provided.

Recommend this bill do not pass.

Also, a bill to be entitled an act to require certain persons exempt from jury duty to serve as tales jurors in certain cases.

Recommend this bill do not pass.

Also, a bill to be entitled an act to reduce the bonds of the Sheriffs of certain counties herein named.

Recommend this bill do not pass.

Also, a bill to be entitled an act requiring certain criminal prosecutions to be *not prossed*.

Recommend this bill do not pass.

R. J. MOSES, Chairman.

Mr. Stewart, from the committee on Manufactures, submitted the following report :

The committee on Manufactures have had under consideration a bill entitled an act supplementary to an act to incorporate the North Georgia Manufacturing Company, which they report back with the recommendation that it do pass.

Also, a bill entitled an act to incorporate the Rome Gas Light Company, which they report back to the House with the recommendation that it do pass.

Also, a bill entitled an act to incorporate the Wahatchee Mining Company, which they report back with recommendation that it do pass with amendments.

Also, a bill entitled an act to incorporate the Hansell Manufacturing Company, of Campbell county, which they recommend do pass with amendments.

Also, a bill entitled an act to incorporate the Union Express company, which they recommend do pass with amendments.

Also, a bill entitled an act to incorporate the Franklin Mining & Manufacturing company, which they recommend do pass with amendments.

Also, a bill entitled an act to incorporate the North Georgia Mining & Manufacturing company, which they recommend do pass with amendments.

Also, a bill to be entitled an act to incorporate the Oostanaula Steamboat company with powers of insurance.

Also, a bill to be entitled an act to incorporate the Carroll Manufacturing company, and for other purposes, and recommend it do pass with amendments.

Mr. Render, from the committee on Enrollment, reported as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following resolutions and acts, to-wit :

An act to change the terms of the Superior Courts of Worth county.

An act to enlarge the powers of the City Council of Augusta.

An act to give certain powers to the Judge of the City Court of Savannah, and to prescribe certain practices in said Court, and for other purposes.

A resolution fixing a day of adjournment.

A resolution accepting the benefits of certain acts of Congress of the United States donating public lands for certain purposes therein mentioned.

Leave of absence was granted to Mr. Hughes, of Twiggs, for a few days, after Saturday next, on special business; to Mr. Wall, of Coffee, for the balance of the session, on account of sickness, and to Mr. Alexander, of Houston, for the balance of the session after Tuesday next.

On motion of Mr. J. J. Jones the House took a recess until 4 o'clock, P. M.

4 O'CLOCK, P. M.

The House re-assembled.

Mr. Adams, chairman of the committee on Finance, submitted the following report:

Mr. Speaker: The committee on Finance have had under consideration the following bills, to-wit:

A bill to be entitled an act for the relief of George Ratchford, of the county of Montgomery, which the committee recommend do not pass.

Also, a bill to be entitled an act for the relief of maimed soldiers of the State of Georgia, and for other purposes, for which the committee offer a substitute, with a recommendation that it pass in lieu of the original bill.

F. W. ADAMS,
Chairman Finance committee.

Mr. Morris, of Franklin, reported a bill for the relief of Jasper J. Owen and William Owen, of Franklin county.

Mr. Hardeman, of Bibb, reported a bill to incorporate Yonah Gold Company.

The House took up the report of the committee on the bill to incorporate the Gate City Insurance & Banking company.

Mr. Adams moved to amend by striking out the words "Banking" wherever it occurs, which was agreed to.

The report as amended was agreed to; the bill was read the third time and passed.

The bill to amend the 4435th paragraph and 21st section of the Penal Code was laid on the table for the present.

The House took up the report of the committee on the bill to alter and amend the 4435th section of the Code of Georgia, for which the committee had reported a substitute.

Mr. DuBose moved to amend the substitute by striking out the words "and who have no property," which was agreed to.

The report as amended was agreed to, the bill was read the third time and passed.

The House went into committee of the whole, (Mr. Adams in the chair,) on the bill to appropriate money for the education of indigent orphans of deceased citizens, and of the children between ten and eighteen years old of indigent citizens of this State, for which the committee had reported a substitute, and having spent some time therein the committee arose and reported the same back to the House without amendment.

Mr. Hand, of Baker, moved the reference of said bill and substitute to the committee on Finance.

Mr. Gross, of Scriven, moved the indefinite postponement of the bill.

Mr. DuBose moved to lay the bill on the table for the present, which motion prevailed.

The House took up the report of the committee on the bill to prevent negroes, mulattoes, and other persons of color of African descent, from other States, Countries or Territories, from settling or residing in this State.

The report was agreed to, and the bill lost.

The House took up the report of the committee on the bill to increase the fees of the Clerk of the Supreme Court, Clerks, Sheriffs, Ordinaries, and other county officers.

The report of the committee was agreed to, the bill was read the third time and passed.

Mr. Ridley, of Troup, reported a bill to facilitate the collection of rents, in this State.

Mr. Starr, of White, reported a bill to authorize the Governor to remit the general tax for the year 1866, in case the Federal tax has to be paid by the people.

On motion the House took a recess until 7 o'clock, p. m.

7 O'CLOCK, P. M.

The House re-assembled, and took up the report of the committee on the bill to incorporate the Franklin Mining & Manufacturing Company.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Justices of the 1082nd District, G. M., in the county of Ware, to hold their Justices Courts at Glenmore Station, number ten, Savannah, Atlantic & Gulf Railroad, in said county.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Eagle & Phoenix Manufacturing company, of Columbus, Georgia.

Mr. McWhorter, of Greene, offered an additional section as an amendment, which was disagreed to.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of Miley Howard, former wife of Simon P. Howard, of Pierce county, Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the North Georgia Mining & Manufacturing Company.

Mr. Ridley moved to add "No. 2" after the word "company," which was agreed to.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Carroll Manufacturing Company, and for other purposes.

Mr. Dodson, of Catoosa, moved to amend by striking out the fourth section, which was agreed to.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend the charter of the town of Sparta, in the county of Hancock, so as to allow the Commissioners thereof to increase the license fee for the retail of spirituous liquors.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Inferior Court of Thomas county to levy and collect a tax for certain purposes.

On motion of Mr. Fraser the bill was amended so as to make the provisions thereof applicable to Liberty county.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of Moses S. Collins.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill supplementary to an act to incorporate the North Georgia Mining & Manufacturing company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to incorporate the Hansell Manufacturing company, of Campbell county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to incorporate the Rome Gas Light company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to incorporate the Wahatchee Mining company.

Mr. Rogers moved to amend by striking out "\$100,000" and inserting "\$50,000," also in 8th section after the words "paid in" add "in money or property," which amendment was agreed to.

The report as amended was agreed to, the bill was read the third time and passed.

The bill to incorporate a company for the purpose of laying down carriage railways in certain streets of Savannah, for operating the same, under grant or ordinance of the City Council of said city, &c., was referred to the committee on Agriculture and Internal Improvements.

The House took up the report of the committee on the bill to consolidate and amend the several acts incorporating the town of Bainbridge, in the county of Decatur, and to grant certain privileges to the same.

The report of the committee was agreed to, the bill was read the third time and passed.

On motion the House adjourned until 9 o'clock, to-morrow morning.

THURSDAY, MARCH 1st, 1866, }
9 O'clock, A. M. }

The House met pursuant to adjournment and was opened with prayer by the Rev. Mr. Weaver of Clay County.

Mr. J. J. Jones moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House on the bill to exempt from levy and sale certain property of every debtor in this State; which was ruled out of order, there having been one reconsideration had thereon.

On motion of Mr. Kirby the House reconsidered so much of the Journal of yesterday as relates to the action of the House on the bill incorporating the North-Georgia Mining & Manufacturing Company, No. 2.

On motion of Mr. Ridley said bill was taken up and amended so as to make the title read "A bill to incorporate the Gordon Mining & Manufacturing Company." Also, by changing the place of business of said Company; and as amended was passed.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have concurred in the Resolution of the House of Representatives in reference to the disposition of certain surplus books in the State Library, which I am instructed to transmit forthwith to the House.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have passed the following bills, to-wit:

A bill to define the term "persons of color," and to declare the rights and liabilities of such persons.

A bill to amend the several acts incorporating the city of Macon, to enlarge the powers of the Mayor and Council thereof, and to extend the limits of the city.

The Senate have concurred in the amendments of the House of Representatives to the following bills of Senate, to-wit:

A bill for the relief of the people of Georgia.

A bill to incorporate the Blairsville Mining & Manufacturing Company.

The Senate have receded from their amendments to the bill of the House of Representatives to allow the Ordinary of Polk County to keep the records and papers of his office at his residence until the building of the Court House for said County.

The Senate have passed the following bills of the House of Representatives, with amendments, to which they invite the concurrence of the House, to-wit:

A bill to incorporate the Macon Canal & Water Works, to authorize the Mayor and Council to subscribe to the stock of said Company, and for other purposes therein enumerated.

A bill to levy and collect a tax for the support of the Government for the year 1866, and for other purposes.

The Senate have agreed to the joint Resolution of the House of Representatives in reference to the seizure of cotton in certain cases.

On motion of Mr. McClendon the rule was suspended when he introduced a bill for the relief of John S. Edmondson, of the County of Wilkes, and for other purposes.

The House took up the report of the Committee on the bill to confer upon the Justices Courts of the State of Georgia criminal jurisdiction in all cases of larceny, when the amount of the thefts is not over twenty dollars, and prescribe punishment for the same.

Mr. J. J. Jones moved to amend by inserting in the 2nd line of the 3rd section, after the word "punished," the words "fine or imprisonment, or"—which was agreed to.

The report as amended was agreed to, the bill was read the third time and passed.

The bill to prohibit white persons from purchasing certain articles from negroes under a certain penalty, was indefinitely postponed.

The House took up the report of the Committee on the bill from the Senate requiring certain criminal prosecutions to be *not pross'd*.

Mr. Glenn moved to amend the first section by striking out the words "any crime short of homicide committed," and insert in lieu thereof the words "any offence committed under the order of a superior officer authorized to give such order."

Mr. Dorsey of Hall moved the indefinite postponement of the bill, which motion was lost.

The amendment offered by Mr. Glenn was agreed to.

Mr. DuBose moved to amend as follows: strike out the word 'required,' and substitute the words "authorized, the presiding Judge consenting thereto," which was agreed to.

Mr. J. J. Jones offered an amendment which on motion was indefinitely postponed.

The report of the Committee as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to incorporate the Southern Bank of America.

Mr. Moses offered two additional sections to said bill by way of amendment, which amendment was agreed to.

Mr. Adams moved to amend by striking out all that portion allowing the corporation to issue bills, which motion was lost.

The report as amended was agreed to, the bill was read the third time and a two third vote being necessary to

its passage, the ayes and nays were required to be recorded, and resulted in ayes 92, and nays 45.

Those who voted in the affirmative are Messrs:

Alexander,	Hockenull,	Robson,
Asbury,	Humphreys,	Russell of Chat-
Atkinson,	Hughes of Twiggs,	ham,
Bennett,	Johnson of Pierce,	Russell of Musco-
Bragg,	Jones, J. B., of	gee,
Brock,	Burke,	Sale,
Byrd,	Kibbee,	Scandrett,
Cabiness,	Lawson,	Sharp,
Cameron,	Lindsey,	Shaw,
Colley,	Maddox, of Fulton,	Shepard,
Dart,	Mallard,	Simms of Bartow,
Davenport,	Martin,	Simms of Newton,
Dixon of Macon,	McCullough,	Snead,
Dodson,	McComb,	Spear,
Dodds,	McDowell of Heard,	Stallings,
DuBose,	McDowell, of Pike,	Stapleton,
Frazer,	McDougald,	Starr,
French,	McRae,	Sumner,
Frost,	McWhorter of Ogle-	Swann,
Gartrell,	thorpe,	Tench,
Gibson,	Morrow,	Thomas,
Green,	Mitchell of Thomas,	Tucker,
Grogan,	Moses,	Vason,
Gross,	Moughon,	Weaver,
Hall,	Oates,	Wicker,
Hand,	Peeples,	Williams of Bryan,
Harrison,	Pickett,	Williams of Bul-
Harden,	Phillips,	loch,
Hill,	Pottle,	Williams of Dooly,
Holliday,	Ragsdale,	Winningham,
Hollis,	Render,	Woodward,
Howard of Bartow,	Ridley,	Womble.
Howard of Lump-	Robinson, of Lau-	
kin,	rens,	

Those voting in the negative are Messrs:

Adams,	Ellington,	Johnson of Henry,
Benson,	Evins,	Jones, J. J., of
Boyd,	Fincannon,	Burke,
Brown of Early,	Ford,	Mattox of Elbert,
Bush,	Harlan,	McCutchen,
Candler,	Hargett,	McLendon,
Cloud,	Hicks,	McWhorter of
Dickson, of Walk-	Hudson,	Greene,
er,	Hughes of Union,	Mizell,
Durham,	Johnson of Forsyth,	Morris of Franklin,

Mitchell of Gwin-	Rhodes,	Stewart,
nett,	Robertson,	Umphrey,
Montgomery,	Rogers,	Usry,
Powell,	Rumph,	Watkins,
Quillian,	Stanfield,	Woods of Floyd,
Redwine,	Stanton,	Woods of Morgan.
Reese,		

Ayes 92, nays 45. Two-thirds voting in the affirmative, the bill was passed.

Mr. Render, from the Committee on Enrollment, reported as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act supplementary to an act to incorporate the North-Georgia Mining & Manufacturing Company.

An act to incorporate the Blairsville Mining & Manufacturing Company.

An act to incorporate the Rome Gas Light Company.

An act for the relief of the people of Georgia, and to prevent the levy and sale of property under certain circumstances, and within a limited period.

The House took up the report of the Committee on the bill to prevent the settlement of freedmen on lands, without any visible means of support, and to punish white persons who encourage such settlements.

The report was agreed to, which being adverse to the bill the same was lost.

The bill to amend the laws of this State concerning interest on money, was laid on the table for the present.

The House took up the report of the Committee on the bill to incorporate the Southern Savings Bank & Commercial Agency.

The report of the Committee was agreed to, the bill was read the third time, and a two-third vote being necessary to its passage, the ayes and nays were required to be recorded, and resulted in ayes 116, and nays 17.

Those who voted in the affirmative are Messrs:

Adams,	Cameron,	Frazer,
Alexander,	Candler,	French,
Asbury,	Colley,	Gartrell,
Atkinson,	Dart,	Gibson,
Bennett,	Davenport,	Glenn,
Benson,	Dixon of Walker,	Green,
Boyd,	Dixon of Macon,	Gross,
Bragg,	Dodson,	Hall,
Brock,	Dodds,	Hand,
Byrd,	Durham,	Harrison,
Cabiness,	Fincannon,	Harden,

Hill,	Morrow,	Shaw,
Holliday,	Mitchell of Gwin-	Shepard,
Hollis,	nett,	Simms, of Bartow,
Howard of Bartow,	Mitchell of Thomas,	Simms, of Newton,
Howard of Lump-	Moses,	Smith of Hancock,
kin,	Moughon,	Snead,
Hockenhull,	Oates,	Speer,
Hudson,	Pickett,	Stallings,
Humphreys,	Phillips,	Stapleton,
Hughes of Twiggs,	Pottle,	Stanfield,
Johnson of Forsyth,	Powell,	Starr,
Johnson of Pierce,	Quillian,	Stanton,
Jones, J B., of	Ragsdale,	Stewart,
Burke,	Redwine,	Sumner,
Kibbee,	Reese,	Swann,
Lawson,	Render,	Tench,
Lindsay,	Rhodes,	Thomas,
Mallard,	Ridley,	Tucker,
Martin,	Robinson of Lau-	Weaver,
McCullough,	rens,	Wicker,
McComb,	Robertson,	Willis,
McDowell of Heard,	Robson,	Williams of Bryan,
McDowell of Pike,	Rodgers,	Williams of Bul-
McDougald,	Roundtree,	loch,
McLendon,	Rumph,	Williams of Dooly,
McWhorter, of	Russell of Chatham,	Winningham,
Greene,	Russell of Musco-	Woods of Floyd,
McWhorter of	gee,	Woodward,
Oglethorpe,	Sale,	Womble.
Morell,	Scandrett,	
Morris of Franklin,	Sharp,	

Those voting in the negative are Messrs:

Brown of Early,	Harlan,	Mizell,
Bush,	Hicks,	Montgomery,
Cloud,	Hughes, of Union,	Umphrey,
Ellington,	Jones, J J, of Burke,	Watkins,
Evins,	Mattox of Elbert,	Woods, of Morgan.
Ford,	McCutchen,	

Ayes 116, nays 17. Two-thirds having voted in the affirmative, the bill was passed.

On motion the House took a recess until 3 o'clock P. M.

3 O'CLOCK, P. M.

The House re-assembled, and on motion of Mr. Adams 200 copies of the reports of the Banks were ordered to be printed for the use of the House.

The House took up the report of the Committee on the bill to incorporate the American Insurance & Industrial Agency.

The report of the Committee was agreed to, the bill was read the third time and passed.

The bill to reduce the bonds of the Sheriff of Dooly County was laid on the table for the present.

The House took up the report of the Committee on the bill to carry into effect the sixth section of the 2nd article of the Constitution, and to provide the manner in which certain powers herein named shall be exercised by the Superior Courts of this State, for which the Committee had reported a substitute.

The report of the Committee was agreed to, the bill was read the third time and passed.

The bill to alter and amend certain sections of the Code of Georgia relating to Masters in Chancery, and Auditors, was read the third time and lost.

Also, the bill to fix the fees of Coroners in the several Counties in this State, and for other purposes.

Also, the bill to create and organize a new Judicial Circuit.

Also, a bill to define and establish the given names and sur names of colored freedmen, and to provide for the establishment and recording of the same.

Leave of absence was granted to Mr. Dodson of Catgosa on account of sickness.

The bill to authorize the Judges of the Superior Courts to grant *rules nisi* for the foreclosure of mortgages on real estate in certain cases, was laid on the table for the present.

The bill to prevent vagrancy, and to compel free persons of color to labor in this State, was read the third time and lost.

The House took up the report of the Committee on the bill to require all Rail Roads in this State to receive and forward all freights offered or tendered for shipment on their road, on the terms herein prescribed.

Mr. Hardeman moved to strike out the 2nd section, upon which motion the ayes and nays were required to be recorded, and resulted in ayes 61 and nays 72.

Those who voted in the affirmative are Messrs:

Asbury,	Candler,	Frazer,
Bennett,	Dart,	Frost,
Benson,	Dixon of Macon,	Gibson,
Boyd,	DuBose,	Grogan,
Brock,	Edge,	Hand,
Byington,	Fincannon,	Harrison,
Cameron,	Ford,	Hill,

Holliday,	Mizell,	Rumph,
Hudson,	Morell,	Sale,
Hughes of Union,	Morrow,	Scandrett,
Johnson of Forsyth,	Mitchell of Thomas,	Shaw,
Jones, J. B., of	Montgomery,	Shephard,
Burke,	Moses,	Smith of Hancock,
Kibbee,	Oates,	Snead,
Lawson,	Pottle,	Speer,
Maddox of Fulton,	Quillian,	Stanfield,
Mallard,	Redwine,	Stanton,
McCullough,	Rogers,	Sumner,
McCutchen,	Russell of Chat-	Willis,
McRae,	ham,	Wilkerson.

Those voting in the negative are Messrs:

Adams,	Johnson of Wilcox,	Robinson of Lau-
Alexander,	Jones, J. J., of	rens,
Burch,	Burke,	Robertson,
Cabiness,	Mattox of Elbert,	Robson,
Davenport,	Martin,	Roundtree,
Dixon of Walker,	McComb,	Sharp,
Dodds,	McDowell of Heard,	Sims of Bartow,
Durham,	McDowell of Pike,	Sims of Newton,
Ellington,	McDougald,	Stallings,
Evans,	McLendon,	Stapleton,
French,	McWhorter of	Starr,
Gartrell,	Greene,	Stewart,
Glenn,	McWhorter of	Swann,
Gross,	Oglethorpe,	Tench,
Gunnells,	Morris of Franklin,	Thomas,
Hall,	Mitchell of Gwin-	Umphrey,
Harden,	nett,	Vason,
Harlan,	Pickett,	Watkins,
Hargett,	Phillips,	Weaver,
Hicks,	Powell,	Wicker,
Howard of Bartow,	Ragsdale,	Wilburn,
Howard of Lump-	Reese,	Williams of Dooly,
kin,	Render,	Woods of Floyd,
Hockenhull,	Rhodes,	Woods of Morgan,
Humphreys,	Ridley,	Woodward,
Johnson of Pierce,		Womble.

Ayes 61, nays 72. So the motion was lost.

The report of the Committee was agreed to, the bill was read the third time and passed.

The bill to regulate the contracts with freedmen, and to enforce the same, was laid on the table for the present.

Also, the bill to extend relief to the Marine Bank of Georgia, and the officers thereof, and for other purposes.

The bill to authorize and require the Ordinaries of this State to permit Executors, Administrators, and Guardians, to make an account in their next annual returns of Confederate and State securities that *bona fide* belong to the estates and legacies represented by them, was indefinitely postponed.

Also, a bill to define vagrancy, and to prescribe punishment for the same, &c.

The House took up the report of the Committee on the bill to add an additional section to paragraph 3621, part 3, title 7th, of the Penal Code, for which the Committee had reported a substitute.

The report of the Committee was agreed to, the bill was read the third time and passed.

The bill for the relief of Geo. R. Ratchford, of the County of Montgomery, was laid on the table for the present.

The House took up the report of the Committee on the bill to amend an act entitled an act to amend an act to incorporate the Central Rail Road & Canal Company, of Georgia, to alter and change the name of said Company, and to give to said Company Banking powers and privileges, and for other purposes.

The report was agreed to, and on the passage of the bill, the ayes and nays were required to be recorded, and resulted in ayes 120, and nays 5.

Those who voted in the affirmative are Messrs :

Adams,	Ellington,	Howard of Lump-
Alexander,	Evins,	kin,
Asbury,	Fincannon,	Hudson,
Atkinson,	Ford,	Humphreys,
Bennett,	Frazier,	Hughes of Union,
Benson,	French,	Johnson of Forsyth,
Boyd,	Gartrell,	Johnson of Wilcox,
Brown of Early,	Gibson,	Jones, J. B., of
Brock,	Glenn,	Burke,
Byrd,	Green,	Jones, J. J., of
Byington,	Grogan,	Burke,
Cabiness,	Gunnels,	Kibbee,
Cameron,	Hall,	Lawson,
Candler,	Hand,	Maddox, of Fulton,
Dart,	Harrison,	Mallard,
Davenport,	Harden,	McCullough,
Dickson of Walker,	Harlan,	McCutchen,
Dixon of Macon,	Hargett,	McDowell of Pike,
Dodds,	Hill,	McDougald,
Dorsey,	Holliday,	McLendon,
Durham,	Hollis,	McWhorter of
DuBose,	Hockenhull,	Greene,
Edge,		

McWhorter of Ogle-	Ridley,	Stanfield,
thorpe,	Robinson of Lau-	Starr,
Morell,	rens,	Stanton,
Morris of Frank-	Robertson,	Stewart,
lin,	Robson,	Swann,
Morrow,	Rogers,	Tench,
Mitchell of Gwin-	Rumph,	Thomas,
nett,	Russell of Chatham,	Tucker,
Mitchell of Thomas,	Russell of Musco-	Vason,
Montgomery,	gee,	Watkins,
Moses,	Sale,	Weaver,
Oates,	Scandrett,	Wicker,
Pickett,	Sharp,	Wilburn,
Phillips,	Shaw,	Willis,
Pottle,	Simms, of Bartow,	Williams of Dooly,
Quillian,	Simms of Newton,	Wilkerson,
Ragsdale,	Smith, of Hancock,	Winningham,
Redwine,	Snead,	Woods of Floyd,
Reese,	Speer,	Woods of Morgan,
Render,	Stallings,	Woodward,
Rhodes,	Stapleton,	Womble.

Those voting in the negative are Messrs:

Gross,	Howard of Bartow,	Usry.
Hicks,	Mizell,	

Ayes 120, nays 5. So the bill was passed.

Mr. McWhorter, Chairman of the Committee on New Counties and County Lines, submitted the following report:

Mr. Speaker:—The Committee on New Counties and County Lines have had under consideration the following bills, to-wit:

A bill to be entitled an act to repeal an act approved December 11th, 1858, entitled an act to change the lines between the Counties of Dougherty and Worth, and recommend that the same do not pass.

Also, a bill to change the lines between the Counties of Mitchell and Colquitt, and recommend the same do not pass.

Also, a bill to change the County lines between the Counties of Lee and Terrell, and report it back without recommendation.

Also, a bill to change the County lines between Murray and Whitfield, and recommend the same do pass.

Also, a Senate bill to change the County lines between the Counties of Paulding and Bartow. The Committee recommend this bill do not pass.

Mr. Hand of Baker reported a bill to alter and amend

section 1290 of the Code of Georgia, in accordance with Minority Committee's recommendation.

Mr. Howard of Bartow was excused from attending the night session.

Leave of absence was granted to Mr. Swann of Greene for a few days, to Mr. Gibson of Crawford for a few days after Saturday next, and to Mr. Brown of Houston for a few days on special business, and to Mr. Fraser of Liberty for the balance of the session after Moneay next, on important business.

On motion the House took a recess until 7 o'clock, P. M.

7 O'CLOCK, P. M.

The House re-assembled and took up the report of the Committee on the bill to change the line between the Counties of Mitchell and Colquitt.

The report was agreed to and the bill lost.

Also, a bill to repeal an act approved December 11th, 1858, entitled an act to change the line between the Counties of Dougherty and Worth.

Also, a bill to change the line between the Counties of Lee and Terrell, and to add a portion of the County of Lee to the County of Terrell.

Also, a Senate bill to add lots of land numbers 33, 34, 35, and 40, in the 18th District and 3rd Section of Bartow County to the County of Paulding.

The House took up the Senate amendments to the bill to incorporate the Macon Canal & Water Works, &c., and concurred in the same.

Mr. J. J. Jones of Burke reported a bill to regulate the manner of convicts laboring upon public works, and define the duties of the Inferior Court and Governor touching the same, and for other purposes:

Mr. Williams of Bryan reported a bill to appoint new Commissioners for the town of Hardwick, to incorporate the same, and for other purposes.

The following bills were read the 2nd time and referred to the Committee on the Judiciary, to-wit:

A bill to facilitate the collection of rents in this State.

Also, a bill for the relief of Jasper J. Owen and William Owen, of Franklin County.

The bill to authorize the Governor to remit the General Tax for the year 1866, in case the Federal tax has to be paid by the people, was read the second time and referred to the Committee on Finance.

The bill to incorporate the Yonah Gold Mining Company

was read the second time and referred to the Committee on Manufactures.

The following Senate bills were read the first time, to-wit:

A bill to amend the several acts incorporating the city of Macon, to enlarge the powers of the Mayor and Council thereof, and to extend the limits of said city.

Also, a bill to define the term "persons of color," and to declare the rights of such persons.

Also, a bill to regulate the proceedings in winding up the insolvent Banks of this State, to provide for the distribution of their assets, and the mode of proceeding against the stockholders thereof, for their personal liability for the redemption of their bills and other obligations under their charters respectively, and extend to them the provisions of an ordinance passed by the people of Georgia in Convention assembled, to authorize the Courts of this State to adjust the equities between parties to contracts made between the 1st of June 1861, and the 1st of June 1865, and to relieve the officers from certain pains and penalties.

The Senate bill to incorporate the Mining, Manufacturing, & Insurance Company, was read the second time and referred to the Committee on Manufactures.

The Senate bill to incorporate the American Industrial Insurance Company was referred to the Committee on Banks.

The House took up the report of the Committee on the bill of the Senate to incorporate the Oostanaula Steamboat Company, with power of Insurance.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to incorporate the Oglethorpe Insurance Company of Savannah, assented to November 24th, 1863, and for other purposes.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to incorporate the Oostanaula Steamboat Company, with powers of Insurance.

The report of the Committee was agreed to, the bill was read the third time and passed.

The bill to authorize the Inferior Court of Scriven County to retain the State's tax of said County for 1866, for the purpose of building a Court House, was read the third time and lost.

The House took up the report of the Committee on the Senate bill to incorporate the Savannah Steamboat Company, with powers of Insurance.

The report was agreed to, the bill was read the third time and passed.

Leave of absence was granted to Mr. Hollis of Marion, for the balance of the session, after Saturday next.

On motion the House adjourned until 9 o'clock to-morrow morning.

FRIDAY, MARCH 2ND, 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment and was opened with prayer by the Chaplain.

Mr. Williams, of Dooly, moved a reconsideration of so much of the Journal of yesterday, as relates to the action of the House, on the bill to reduce the bonds of the Sheriff of Dooly county, which motion was lost.

Mr. Pottle moved a reconsideration of so much of the Journal, as relates to the action of the House, on the bill to require all Rail Road companies in this State, to receive and forward all freights, offered or tendered for shipment on their roads, on the terms herein prescribed, which motion prevailed.

Mr. Gross, of Scriven, moved a reconsideration of so much of the Journal, as relates to the action of the House on the bill to authorize the Justices of the Inferior Court of Screven county, to retain the State tax of said county for the year 1866, for the purpose of rebuilding their Court House, which motion prevailed.

The House took up the Senate amendment to the bill to levy and collect a tax for the support of the government for the year 1866, and for other purposes, and concurred in the same.

Mr. Adams, chairman of the committee on Finance, reported a bill to provide for raising a revenue, for the political year 1866, and to appropriate money for the support of the government during said year, and to make certain special appropriations, and for other purposes therein mentioned.

The House took up the report of the committee on the bill for the relief of Executors, Administrators, Guardians and Trustees, and for other purposes, for which the committee had reported a substitute.

The report of the committee was agreed to, the bill was read the third time and passed.

Leave of absence was granted to Mr. Robertson of Walton for the balance of the session, on account of sickness.

Also, to Mr. Carter, of Echols, for the same time, and for the same cause.

And to Mr. Rmph, of Wayne, for the same cause, and the same time.

Mr. J. B. Jones, chairman of the committee on Agriculture and Internal Improvements, to whom was submitted the bill to incorporate the Brunswick and Altamaha Canal company, reported the same back to the House, with amendments, and with those amendments, recommended that the bill be passed.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker: The Senate have passed the following bills, to-wit :

A bill to make valid private contracts, entered into and executed during the war, against the United States, and to authorize the Courts to adjust the equities between parties, to contracts made, but not executed, and to authorize settlements of such contracts by persons acting in a fiduciary capacity.

A bill to organize a County Court, to define its jurisdiction, and for other purposes.

Mr. Lawson, from a special committee, submitted the following report :

The special committee, to whom was referred the memorial of Henry S. Wells, respecting the seizure of iron belonging to the Brunswick and Florida Rail Road company, submit the following resolution, which they recommend do pass.

T. G. LAWSON, Chairman.

Resolved by the Senate and House of Representatives, That the Superintendent of the Western and Atlantic Rail Road, appointed by his Excellency Charles J. Jenkins, be, and he is hereby required to report to the next session of this Legislature, the amount of Rail Road iron in possession of said Road, formerly belonging to the Brunswick and Florida Rail Road company, from whom, and under what circumstances, said iron was received, what was paid for the same, and what is the present value thereof, and to what uses it is applied.

Resolved 2nd, That in order to discharge the duty above prescribed, said Superintendent shall have authority to administer oaths, and to examine witnesses, and collect all evidence within his power, touching the matter aforesaid.

On motion, said report was taken up, and agreed to, and the resolutions adopted.

Mr. DuBose, of Hancock, offered a resolution appointing a committee of sixteen, to digest and report a common school system to the next session of the General Assembly, and for other purposes, which resolution was taken up, read and adopted.

The committee on the part of the House, appointed under said resolution, are Messrs. DuBose, Ridley, Pottle, Baker, Kibbee, Edge, Stewart, Stapleton, Phillips, and Dodson.

On personal request, Mr. DuBose was relieved from serving on the committee, and Mr. Woods, of Floyd, appointed in his place.

Mr. Mitchell, of Thomas, Chairman *pro tem* of the Enrolling committee, reported as duly enrolled, and signed by the the Speaker of the House of Representatives, and Clerk of the same, the following acts, &c :

An act to allow the Ordinary of Polk county to keep the records and papers of his office at his residence, till the building of a Court House, for said county.

Also, a resolution requesting the Governor to memorialize the Secretary of the Treasury, in regard to the seizure of cotton, in certain cases.

Also, a resolution authorizing the distribution or disposition of surplus books in the State Library, by the State Librarian, under direction of the Governor, and for other purposes.

The House took up the report of the committee on the bill to repeal an act, entitled an act, to point out the mode of paying the fees of the Solicitors General, of the Eastern Judicial District of Georgia, in Chatham county, in certain cases, and for other purposes therein enumerated.

The previous question was called and sustained.

The report of the committee was disagreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Savings Bank of Savannah.

The report was agreed to, and a two-third vote being necessary to the passage of the bill, the ayes and noes were required to be recorded, and resulted in ayes 93, and noes 28.

* Those voting in the affirmative are Messrs:

Alexander,
Asbury,
Atkinson,
Bennett,
Boyd,
Bragg,

Brock,
Byrd,
Cabaniss,
Cameron,
Colley,
Dart,

Dodson,
DuBose,
Edge,
Fraser,
French,
Frost,

Gartrell,	McWhorter, of Ogle-Sims, of Bartow,	
Gibson,	thorpe,	Smith, of Hancock,
Green,	Morrell,	Snead,
Grogan,	Morris, of Franklin,	Speer,
Gross,	Morrow,	Stallings,
Hand,	Mitchell, of Gwin-	Stapleton,
Harrison,	nett,	Stanfield,
Harlan,	Moses,	Starr,
Hill,	Moughon,	Stanton,
Holliday,	Oates,	Stewart,
Howard, of Bartow,	Phillips,	Sumner,
Howard, of Lump-	Pottle,	Tench,
kin,	Ragsdale,	Thomas,
Hockenhull,	Redwine,	Tucker,
Hughes, of Twiggs,	Reese,	Vason,
Hughes, of Union,	Render,	Weaver,
Johnson, of Pierce,	Ridley,	Wicker,
Jones, J. B., of	Robinson, of Lau-	Wilkerson,
Burke,	rens,	Winningham,
Kibbee,	Rogers,	Woods, of Floyd,
Maddox, of Fulton,	Roundtree,	Woods, of Morgan
Mallard,	Russell, of Chatham,	Woodward,
McCullough,	Russell, of Musco-	Womble,
McComb,	gee,	
McDowell of Heard,	Sale,	
McDowell, of Pike,	Scandrett,	
McRae,	Sharp,	
McWhorter,	Shaw,	
of Greene,	Shepard,	

Those voting in the negative, are Messrs :

Adams,	Glenn,	Mattox of Elbert,
Brown, of Early,	Hargett,	Martin,
Bush,	Hicks,	McCutchen,
Burch,	Hudson,	McLendon,
Candler,	Humphries,	Mizell,
Dickson, of Walker,	Johnston, of For-	Montgomery,
Durham,	syth,	Quillian,
Ellington,	Johnson, of Wilcox,	Rumph,
Evans,	Jones, J. J. of	Umphrey,
Fincannon,	Burke,	Watkins,

Ayes 93, Nays 28 ; Two-thirds having voted in the affirmative, the bill was passed.

The House took up the report of the committee on the bill to encourage the development of the agricultural and other resources of the State, by the introduction of labor, thereinto ; and also, for the encouragement of direct trade with foreign nations, and for other purposes, which, by leave of the House, was withdrawn.

The House took up the report of the Committee on the bill to repeal so much of the 1655th section of the Code of Georgia, as prohibits the marriage of persons within the fourth degree of consanguinity.

The report of the Committee was agreed to, the bill was read the third time and passed.

The following bills were read the third time, and lost, to-wit :

A bill to suspend the collecting laws of this State, until the 1st day of January 1868, in certain cases therein provided.

Also, a bill making it the duty of the Courts trying indictments found, or crimes and offences charged to have been committed, before or during the late war of the Southern States, where the defendant can and does show, to the satisfaction of the Court, that he had a witness who died during said war, whose testimony would have acquitted him, on motion to discharge and acquit the defendant.

Also, a bill to protect land-holders in their timber, firewood, and the like, and to punish those who cut, use and destroy, the same, without the consent of owners of the same.

The House took up the report of the committee on the bill for the relief of maimed indigent soldiers, and officers, citizens of this State, who belonged to Military organizations of this State, in the State, or Confederate States armies, for which the committee had reported a substitute.

Mr. Phillips offered the following amendment :

Be it enacted that the Governor be requested to appoint a committee of scientific surgeons, who shall examine and report to him upon the various patents, the value and worth of such limbs, which was agreed to.

Mr. White offered an amendment, which was lost.

Mr. J. B. Jones offered an amendment, which, on motion was laid on the table for the present.

The report of the committee as amended, was agreed to, the bill was read the third time and passed by a unanimous vote.

The House took up the report of the Committee on the bill authorizing his Excellency the Governor, to issue bonds of the State, whereby to raise money for the purposes of State, and to pay past indebtedness, and pledging the income of the Western and Atlantic Rail Road for the raising of a sinking fund, and for other purposes, for which the committee had reported a substitute.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to limit the time within which the privileges granted to incorporated companies during the present session of the General Assembly, may be exercised, and for other purposes.

The report of the Committee was agreed to, the bill was read the third time and passed.

The bill to regulate the printing of county officers, was read the third time and lost.

Mr. Adams, Chairman of the committee on Finance, submitted the following report :

Mr. Speaker :—The Committee on Finance, have had under consideration, a bill, and the substitute, entitled an act, to authorize his Excellency, the Governor, of this State, to issue and negotiate the bonds of the State, whereby to raise money for the payment of the public debt, and interest thereon, and meet appropriations made and to be made, by the General Assembly, and to provide a security for the same; for which the committee offer a substitute for the bill and substitute, with a recommendation that it do pass.

F W. ADAMS,
Chairman Finance Committee.

Also, a bill to relieve all persons in this State, who have issued shinplasters, and for other purposes.

Mr. Moses, of Muscogee, reported a bill to create a lien upon the crops of persons in certain cases.

Leave of absence was granted to Mr. Johnston, of Pierce, for the balance of the session, after Friday next.

On motion the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled.

The House took up the report of the committee on the bill to repeal the 1655th paragraph, of part 2d, title 2d, chapter 1st, article 1st, of the Code of Georgia, &c.

The report was agreed to, and the bill was lost.

The bill to incorporate the City Loan Association and Savings Bank of Augusta, was taken up and referred to the committee on the Judiciary.

The House took up the report of the committee on the bill to repeal all laws making it penal for the people of this State to receive and circulate United States currency.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to alter the rules of evidence in certain cases.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to increase the pay of the Compiler, and provide for the early distribution of the laws.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to amend section 1307, of article 3rd, of the Code of Georgia.

The report was disagreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to allow Executors to resign their trusts, for which the committee had reported a substitute.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to repeal an act, assented to December 12th, 1863, amendatory of the 2480th section of the revised Code of Georgia, for which the committee had reported a substitute.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to authorize the waiver of legal proceedings, in certain cases, was read the third time and lost.

The bill to prescribe the time for Sheriff's and Constable's to advertize, before the sale of property, was read the third time and lost.

The House took up the report of the committee on the bill to provide for the payment of the officers and members of the General Assembly, for which the committee had reported a substitute.

On motion, the report was amended, so as to strike out all that portion of the bill applying to officers.

The report as amended, was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Inferior Courts of this State to purchase a farm for paupers, and for other purposes.

The report of the committee was agreed to, the bill was read the third time, and on its passage, the ayes and noes

were required to be recorded, and resulted in ayes 38, and nays 93.

Those voting in the affirmative are Messrs:

Baynes,	McComb,	Shepard,
Bennett,	McDowell of Heard,	Sims, of Bartow,
Brown, of Early,	McDowell, of Pike,	Simms, of Newton,
Colley,	McWhorter of Ogle-	Snead,
Ford,	thorpe,	Speer,
Frost,	Pickett,	Starr,
Glenn,	Phillips,	Stanton,
Howard of Bartow,	Rhodes,	Stewart,
Howard of Lumpkin,	Robinson,	Weaver,
Hughes, of Twiggs,	of Laurens,	Wilburn,
Johnston,	Rogers,	Woods, of Floyd,
of Forsyth,	Sale,	Woods, of Morgan,
Maddox of Fulton,	Sharp,	Woodward,
McCullough,	Shaw,	

Those voting in the negative are Messrs:

Adams,	French,	Martin.
Alexander,	Gartrell,	McCutchen,
Asbury,	Gibson,	McLendon,
Atkinson,	Green,	McRae,
Benson,	Hall,	McWhorter.
Boyd,	Hand,	of Greene,
Bragg,	Harrison,	Mizell,
Brock,	Harden,	Morell,
Bush,	Harlan,	Morris, of Franklin,
Burch,	Hicks,	Morrow,
Byrd,	Hill,	Mitchell,
Byington,	Holliday,	of Gwinnett,
Cameron,	Hollis,	Mitchell of Thomas,
Candler,	Hockenhull,	Montgomery,
Cloud,	Hudson,	Moses,
Dart,	Humphreys,	Oates,
Dickson, of Walker,	Hughes, of Union,	Pottle,
Dixon, of Macon,	Johnson, of Henry,	Quillian,
Dodson,	Johnson, of Wilcox,	Ragsdale,
Dorsey,	Jones, J. B., of	Redwine,
Durham,	Burke,	Reese,
DuBose,	Jones, J. J.	Ridley,
Edge,	of Burke,	Robson,
Ellington,	Kibbee,	Roundtree,
Evans,	Lawson,	Rumph,
Fincannon,	Mattox, of Elbert,	Russell of Chatham,
Frazer,	Mallard,	Scandrett,

Smith, of Clinch,	Tucker,	Williams, of Bul-
Smith, of Hancock,	Umphrey,	loch,
Stallings,	Usry,	Williams, of Dooly,
Stanfield,	Watkins,	Wilkerson,
Sumner,	Wicker,	Womble.
Thomas,	Williams, of Bryan,	

Ayes 38, Nays 93; So the bill was lost.

Mr. Render, from the committee on Enrollment, reported as duly enrolled, and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following act:

An act, to amend an act, entitled an act, to incorporate the Oglethorpe Insurance company, of Savannah, assented to November 24th, 1863, and for other purposes.

The bill to establish a common school system, and provide a mode for raising money to support the same, was laid on the table for the present.

The House took up the report of the Committee on the bill to incorporate the Augusta Mutual Insurance company.

Mr. Dodson, of Catoosa, offered an additional section, as an amendment, which was withdrawn.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to repeal an act, entitled an act, to allow the Ordinaries of this State to charge and receive certain fees, assented to Dec'r 14th, 1863, and to authorize them to charge and receive certain fees in addition to those specified in the act.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to remit the Taxes of 1864 and 1865, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to incorporate the Union Express company, was made the special order for Tuesday, the 6th instant.

The bill to make valid all wills made beyond the limits of the State of Georgia, between the 1st of June 1861, and the 1st of June 1865, or within the limits of the same, under certain circumstances, was laid on the table for the present.

Also, the bill declaratory of the law touching contracts, debts, liens, and obligations, made and entered into and incurred prior to the 1st day of June 1865, in certain cases, &c.

Also, the bill to authorize and require the auditor of the Western and Atlantic Rail Road to audit the claims of all parties, for timber taken for cross ties, or to build bridges, houses or cars, for said Road, and for which no payment has been made, &c

Leave of absence was granted to Mr. Robinson, of Laurens, for a few days, after to-morrow, on important business.

To Mr. Lindsay, of Lee, and Mr. Ford, of Worth, for the balance of the session, after Tuesday next.

Mr. Glenn moved that the House adjourn until 9 o'clock to-morrow morning, upon which, the ayes and noes were required to be recorded, and resulted in ayes 53, and nays 70.

Those voting in the affirmative are Messrs :

Adams,	French,	Redwine,
Alexander,	Gibson,	Robson,
Atkinson,	Glenn,	Rogers,
Baynes,	Green,	Roundtree,
Bragg,	Harden,	Russell of Muscogee,
Brown, of Early,	Johnson, of Forsyth,	Shaw,
Bush,	Johnson, of Wilcox,	Shepard,
Burch,	Maddox, of Fulton,	Simms, of Newton,
Byrd,	McCullough,	Smith, of Clinch,
Byington,	McCutchen,	Stallings,
Cabaniss,	McRae,	Starr,
Cameron,	McWhorter of Ogle-	Sumner,
Cloud,	thorpe,	Tench,
Colley,	Morrell,	Umphrey,
Dickson, of Walker,	Moughon,	Weaver,
Dorsey,	Pickett,	Wicker,
Durham,	Phillips,	Williams, of Bul-
Ellington,	Pottle,	loch,
Fincannon,	Ragsdale,	Woods, of Morgan,

Those who voted in the negative are Messrs :

Asbury,	Gross,	Hughes, of Twiggs,
Bennett,	Gunnells,	Hughes, of Union,
Benson,	Hand,	Jones, J. B., of Burke
Boyd,	Harrison,	Jones, J. J., of
Candler,	Harlan,	Burke,
Dart,	Hicks,	Kibbee,
Dixon, of Macon,	Hill,	Mattox, of Elbert,
Dodson,	Holliday,	Mallard,
DuBose,	Hollis,	Martin,
Edge,	Howard, of Lump-	McDowell, of Heard,
Evans,	kin,	McDowell, of Pike,
Frazer,	Hockenhull,	McWhorter of
Gartrell,	Hudson,	Greene,
Grogan,	Humphreys,	Mizell,

Morris of Franklin,	Scandrett,	Tucker,
Morrow,	Sharp,	Usry,
Mitchell, of Gwin-	Sims, of Bartow,	Watkins,
nett,	Smith, of Hancock,	Wilburn,
Montgomery,	Speer,	Williams, of Bryan,
Moses,	Stapleton,	Williams, of Dooly,
Oates,	Stanfield,	Wilkerson,
Quillian,	Stanton,	Woods, of Floyd,
Ridley,	Stewart,	Woodward,
Sale,	Thomas,	Womble,

Ayes 53, Noes 70 ; So the motion was lost.

On motion the House took a recess until 7 o'clock, P. M.

7 O'CLOCK, P. M.

The House re-assembled, and took up the report of the committee on the bill of the Senate, to amend the 3866th section of the Code of Georgia, so far as the same relates to the county of Chatham.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to incorporate the Georgia Life and Accident Insurance company, of the city of Atlanta.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the North-American Fire Insurance company, of the city of Atlanta.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Brunswick and Altamaha Canal company.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill for the relief of John S. Edmondson was read the second time, and referred to the committee on the Judiciary.

Also, a bill to regulate the manner of convicts laboring upon public works, and define the powers and duties of the Inferior Court and Governor, touching the same, and for other purposes, therein mentioned.

Also, a bill to appoint new commissioners for the town of Hardwick, to incorporate the same, and for other purposes.

Also, a Senate bill to define the term "persons of color," and to declare the rights of such persons.

Also, a Senate bill to regulate the proceedings in winding up the insolvent banks of this State, to provide for the distribution of their assets, and the mode of proceeding against the Stockholders thereof, for their ultimate personal liability, for the redemption of their bills and other obligations, under their charters respectively ; and extend to them the provisions of an ordinance, passed by the people of Georgia, in Convention assembled, to authorize the Courts of this State, to adjust the equities between parties, to contracts made, between the 1st of June 1861, and the 1st of June 1865 ; and to relieve the officers from certain pains and penalties.

The following Senate bill was read the first time, to-wit :

A bill to make private contracts entered into and executed during the war, with the United States, and to authorize the Courts of this State, to adjust the equities between parties to contracts made, but not executed, and to authorize settlements of such contracts, by persons acting in a fiduciary character.

Also, a bill to organize a County Court, define its jurisdiction, and for other purposes.

On motion, 200 copies of said bill was ordered to be printed for the use of the House.

The following bills were read the second time, and committed for a third reading, to-wit :

A bill to alter and amend section 1290 of the Code of Georgia, in accordance with minority committee recommendation.

Also, a Senate bill to amend the several acts incorporating the city of Macon, to enlarge the powers of the Mayor and Council thereof, and to extend the limits of the City.

On motion, the House adjourned until 9 o'clock to-morrow morning.

SATURDAY, MARCH 3RD, 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Russell, of Muscogee, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House on the bill to authorize His Excellency, the Governor of the State, to issue and negotiate the bonds of the State, whereby to raise money for the payment of the public debt and interest thereon, and meet appropriations made

and to be made by the General Assembly, and to provide security for the same, upon which motion, the ayes and noes were required to be recorded, and resulted in ayes 82 and noes 55.

Those voting in the affirmative are Messrs:

Asbury,	Hill,	Russell of Chatham,
Baynes,	Howard of Lump-	Russell of Musco-
Bennett,	kin,	gee,
Boyd,	Hockenhull,	Sale,
Bragg,	Hudson,	Sharp,
Brown of Early,	Humphreys,	Shepherd,
Brock,	Hughes of Union,	Simms of Bartow,
Burch,	Johnson of Henry,	Simms of Newton,
Byrd,	Kibbee,	Smith of Clinch,
Byington,	Maddox of Fulton,	Speer,
Cabaniss,	McCutchen,	Stallings,
Cameron,	McComb,	Stapleton,
Cloud,	McDowell of Heard,	Starr,
Dickson of Walker,	McDowell of Pike,	Stanton,
Dodds,	McDougald,	Stewart,
Dorsey,	McRae,	Sumner,
DuBose,	Mizell,	Tench,
Ellington,	Mitchell of Gwin-	Tucker,
Fincannon,	nett,	Umpfrey,
Frost,	Montgomery,	Usry,
Gartrell,	Oates,	Vason,
Gibson,	Pickett,	Weaver,
Glenn,	Phillips,	Wicker,
Grogan,	Pottle,	Wilburn,
Gross,	Quillian,	Williams of Bryan,
Gunnells,	Render,	Winningham,
Hall,	Rhodes,	Woods of Floyd,
Harrison,	Rogers,	Womble.
Hargett,	Roundtree,	

Those voting in the negative are Messrs:

Adams,	Ford,	Lindsay,
Alexander,	French,	Mattox of Elbert,
Atkinson,	Green,	Mallard,
Baker,	Hand,	Martin,
Benson,	Harden,	McWhorter of
Bush,	Hicks,	Greene,
Candler,	Howard of Bartow,	McWhorter of
Colley,	Hughes of Twiggs,	Oglethorpe,
Dixon of Macon,	Johnson of Forsyth,	Morell,
Dodson,	Johnson of Pierce,	Morris of Franklin,
Durham,	Johnson of Wilcox,	Morrow,
Edge,	Jones, J. J., of	Moses,
Evans,	of Burke,	Moughon,

Powell,	Rumph,	Watkins,
Ragsdale,	Scandrett,	Williams of Bulloch,
Redwine,	Shaw,	Williams of Dooly,
Ridley,	Smith of Hancock,	Wilkerson,
Robinson of Lau-	Stanfield,	Woods of Morgan,
rens,	Swearingen,	Woodward.
Robson,	Thomas,	

Ayes 82, nays 55. So the motion prevailed.

Mr. Dodson, of Catoosa, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House on the bill fixing the pay of the members and officers of the General Assembly, which motion was lost.

Mr. Ridley moved a reconsideration of so much of the Journal as relates to the action of the House upon the bill to authorize the Justices of the Inferior Courts of this State to purchase a farm for paupers, and for other purposes, which motion prevailed.

The House took up the bill reconsidered this morning authorizing the Governor to issue and negotiate bonds of the State, whereby to raise money for the payment of the public debt and interest thereon, and meet appropriations made or to be made by the General Assembly, and to provide a security for the same.

Mr. Moses, of Muscogee, offered an amendment to the sixth section, which was agreed to.

The report was agreed to and the bill passed.

Mr. Simms, of Newton, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House on the bill to limit the time within which the privileges granted to incorporated Companies, during the present session of the General Assembly, may be exercised, and for other purposes, which motion prevailed, and said bill was taken up and referred to the committee on Manufactures.

The House took up the Senate resolution requesting the Post Master General to recommend the establishment of certain mail routes, and agreed to the same.

The House took up the Senate amendment to the bill to incorporate the New Era Mining and Manufacturing Company, and concurred in the same.

Also concurred in the Senate amendment to the bill supplemental to and explanatory of the 2462nd section of the Code of Georgia, relating to the administration of unrepresented estates.

Also concurred in the Senate amendment to the bill for relief of certain physicians in this State.

Also concurred in the Senate amendments to the bill to incorporate the Bucks Manufacturing Co., in the county of Schley.

Also concurred in the Senate amendment to the bill to incorporate the Georgia and Alabama Petroleum Mining Company.

Also concurred in the Senate amendment to the bill to incorporate the Atlanta Canal and Water Works Co.

Also disagreed to the first amendment of the Senate to the bill to alter and amend the several acts incorporating the city of Atlanta, in Fulton county, and agreed to their other amendments thereto.

Also concurred in the Senate amendment to the bill to incorporate the Central Georgia Manufacturing Co.

Also concurred in the Senate amendment to the bill incorporating the Dawson Manufacturing Co.

Also concurred in the Senate amendments to the bill to alter and amend the charter of the city of Columbus.

Also concurred in the Senate amendments to the bill to incorporate the Vulcan Iron and Coal Mining Co., and to confer certain powers and privileges thereon.

Also concurred in the Senate amendments to the bill to incorporate the Dalton Petroleum and Mining Co.

Also concurred in the Senate amendments to the House amendment to the bill to incorporate the Savannah Steamboat Co. with powers of Insurance.

Mr. Moses, chairman of the committee on the Judiciary, submitted the following report :

Mr. Speaker:—The committee on the Judiciary have had the following bills under consideration, and report as follows, to-wit:—

A bill to be entitled an act making a provision for a division in kind of lands belonging to the estates of deceased persons, and lying in several counties, and to protect the rights of minor distributees in the same. Recommend this bill do pass.

Also a bill to be entitled an act to authorize the Judges of the Superior Courts in this State to designate the place of holding their Courts in those counties in which the court houses have been destroyed, until the rebuilding of the same. Recommend this bill do pass, with an amendment.

Also a bill to be entitled an act to amend the law of evidence. Recommend this bill do pass.

Also a bill to be entitled an act to define and provide for proving the time from which records shall be counted, in cases where the recording has been, or may hereafter be, delayed from the want of books in the proper office. Recommend this bill do pass, by adding an additional section, as follows: "This act shall be in force for twelve months, and no longer.

Also a bill to be entitled an act to allow fiduciaries to employ hired labor, and to ratify contracts hereafter made by

them. The committee report this bill back without recommendation,

The committee have also had the following Senate bills under consideration :

A bill to be entitled an act amendatory of the law relating to the establishment of lost papers. Recommend this bill do pass, with the following amendments: after the words "the owner" in the third line, 1st section, insert the words "or his legal representative," and by striking out "five days notice to," and inserting "personal notice at least ten days previous to the day appointed, which notice shall contain a copy of the paper to be established, which notice shall be served on."

Also a bill to be entitled an act to alter and amend the 4275 section of the 5th division of the Penal Code. Also to alter and amend the 4285 section of the same division. Recommend this bill do pass, by striking out the 2nd section.

Also a bill to be entitled an act to amend the 4792 and 4793 sections of the Code of Georgia, and for other purposes. Recommend this bill do pass, with the following amendments: "That the provisions of the act to which this is an amendment shall apply to all rentals of real estate in the State of Georgia, and the processes and proceedings required by this act may be had before any judicial or ministerial officer in this State having jurisdiction of the subject matter."

Also a bill to be entitled an act to alter and amend the three thousand seven hundred and seventy-eighth section of the Code of Georgia. Recommend this bill do pass, with the following amendments: by striking out of the first section the words "criminal prosecutions" and insert "civil cases." Strike out second section all after the word "incompetent," and insert "to testify in any civil case by reason of being interested in the event of the suit, nor by reason of being a party to the suit, with the following exceptions: 1st, no party to the suit, nor person interested in the event, shall be hereby authorized to be a witness in any case where the opposite party is suing or sued as the representative or assignee of a deceased person, unless the cause of action arose since the death of the person of whom the party to the record is the legal representative; 2nd, no party to the suit shall be competent to testify in any action brought for seduction or for criminal conversation, or breach of promise for marriage; 3rd, nothing in this act shall affect the present law in relation to the testimony to husband and wife for, or against, each other; 4th, no party to a suit, or person interested therein, shall testify otherwise than orally in open Court, unless at the instance of the adverse party, or unless the Judge, on being satisfied that the party

is unable to attend Court, shall grant a special commission to examine on such terms as shall give the opposite party or his council the right to be present and cross-examine the witness; 5th, a witness may be examined touching his interest in the case, and the fact shall go to his credibility."

Also a bill to be entitled an act to repeal the 4413th section of the Code of Georgia. Recommend this bill do not pass.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr, Speaker:—The Senate have passed the following bills, to-wit:

A bill to amend the laws of this State regulating the retail of spirituous liquors.

A bill to regulate Court contracts, and prescribe the manner of enforcing the same in the County Courts.

A bill to authorize the transfer of all civil cases now on the dockets of the Inferior Courts to the County Courts.

A bill to repeal section 285, excepting the 5th clause thereof. And also to repeal the 1st, 2nd and 3rd clauses of section 287 of the 1st article, 5th title, 4th chapter of the Code of Georgia.

A bill to incorporate the Madison Petroleum Company of Georgia.

A bill to amend the charter of the Macon and Western R. R. Co.

A bill to amend the Penal Code.

A bill to incorporate the Metcalf Manufacturing Company.

The Senate have passed the following bills of the House of Representatives, to-wit :

A bill to authorize the Justices of the Inferior Court of Terrell county to levy and collect a tax for certain purposes.

A bill to authorize the Inferior Court of Greene county to levy an extra tax for the purpose of building a bridge across the Oconee river, and to repair the bridges of said county.

A bill to regulate Court costs in certain cases.

A bill to make valid certain acts of the Justices of the Inferior Court of Polk county.

A bill to amend part 2nd, title 3rd, chapter 2nd, article 4th, section 3rd of the Code.

A bill to repeal section 3478 of the Code of Georgia.

A bill to incorporate a town to be called Vernonburg.

A bill to enable persons whose fences have been destroyed by the Federal forces in Effingham county, to build stock enclosures, and to make the intrusion upon said enclosures a misdemeanor, and for other purposes.

A bill to authorize the Inferior Court of Glynn county to compel the hands subject to road duty in any one district to perform road duty in any other district in said county.

A bill to change the line between the counties of Wilcox and Pulaski.

A bill to change the line between the counties of Dooly and Pulaski, so as to include the residence of John Bembrly, of the county of Dooly, within the limits of the county of Pulaski.

A bill to appropriate money to pay D. B. Sanford to bring up the unfinished business of the late Clerk of the Supreme Court.

A bill to alter and amend an act to extend and define the corporate limits of the town of Newnan, in the county of Coweta, to provide for the election of intendant and commissioners for the same, to define their powers, and for other purposes.

A bill to repeal all laws heretofore passed, prohibiting the distillation of corn, wheat, potatoes, rye, peas, &c., into spirituous liquors.

A bill to ratify certain acts of executors, administrators, trustees and guardians, and of judicial and ministerial officers, and for other purposes.

The Senate have passed the following bills of the House of Representatives, with amendments, to which they invite the concurrence of the House, to-wit:

A bill supplemental to and explanatory of the 2462nd section of the Code of Georgia, relating to the administration of unrepresented estates.

A bill to incorporate the Vulcan Iron and Coal Company, and to confer certain powers and privileges thereon.

A bill to incorporate the Dawson Manufacturing Co.

A bill to incorporate the Georgia and Alabama Petroleum Mining Co.

A bill to incorporate the Atlanta Canal and Water Works Company.

A bill to incorporate the Bucks Manufacturing Co. in the county of Schley.

A bill for the relief of certain physicians in this State.

A bill to alter and amend the several acts incorporating the city of Atlanta.

A bill to incorporate the Dawson Petroleum and Mining Company.

A bill to incorporate the New Era Mining and Manufacturing Co.

A bill to alter and amend the charter of the city of Columbus.

A bill to incorporate the Central Georgia Manufacturing Company.

The Senate have concurred in the amendments of the

House of Representatives to the following bills of the Senate, to-wit:

A bill to incorporate the Wahatchee Mining Co.

A bill requiring certain criminal prosecutions to be *not pros'd.*

A bill to incorporate Oostaoaula Steamboat Co. with powers of Insurance.

A bill to incorporate the Hansell Manufacturing Company of Campbell county.

The Senate have amended the amendment of the House of Representatives to the bill of the Senate to incorporate the Savannah Steamboat Company with powers of insurance, to which the concurrence of the House is respectfully solicited.

The Senate have rejected the following bills of the House of Representatives, to-wit:

A bill to incorporate the Gate City Gas Light Co.

A bill to change the line between the counties of Baker and Early.

Mr. Render, chairman of the Enrolling Committee, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives and the Clerk of the same, the following acts:

An act to incorporate the Macon Canal and Water Works, to authorize the Mayor and Council of the city of Macon to subscribe to the stock of said company, to issue the bonds of said city to pay for any subscription they may make, and to levy a tax to pay such bonds as may be issued, and for other purposes.

Also an act to levy and collect a tax for the support of the government for the year 1866, and for other purposes.

The House took up the report of the committee on the bill to define and provide for proving the time from which records shall be counted in cases where the recording has been, or may hereafter be, delayed from the want of books in the proper office.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill making provision for a division in kind of lands belonging to estates of deceased persons, and lying in several counties, and to protect the rights of minor distributees in the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the 648th section of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Judges of the Superior Courts of this State to designate the place of holding their Courts in those counties in which the Court Houses have been destroyed, until the rebuilding of the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to define the liabilities of vendue masters in certain cases, for which Mr. Moses offered a substitute, which was received in lieu of the original.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the LaGrange Savings Institution.

The report was agreed to, the bill was read the third time, and on its passage a two-third vote being necessary, the ayes and noes were required to be recorded, and resulted in ayes 116 and noes 19.

Those who voted in the affirmative are Messrs :

Alexander,	Hargett,	Mitchell of Gwin-
Asbury,	Hill,	nett,
Atkinson,	Holliday,	Mitchell of Thomas,
Boyd,	Howard of Lump-	Moses,
Brock,	kin,	Moughon,
Byrd,	Hockenhull,	Pickett,
Cabaniss,	Hudson,	Phillips,
Cameron,	Humphreys,	Pottle,
Colley,	Hughes of Union,	Quillian,
Dixon of Macon,	Johnson of Forsyth,	Ragsdale,
Dodds,	Johnson of Pierce,	Redwine,
Dozier,	Johnson of Wilcox,	Render,
DuBose,	Jones, J. B., of	Rhodes,
Edge,	Burke,	Ridley,
Fincannon,	Kibbee,	Robinson of Lau-
Ford,	Martin,	rens,
French,	McCullough,	Robson,
Frost,	McCutchen,	Rogers,
Gartrell,	McComb,	Roundtree,
Gibson,	McDowell of Heard,	Russell of Chatham,
Glenn,	McDowell of Pike,	Russell of Musco-
Green,	McDougald,	gee,
Grogan,	McRae,	Sale,
Gross,	McWhorter of	Scandrett,
Gunnells,	Greene,	Sharp,
Hall,	McWhorter of Ogle-	Shaw,
Hand,	thorpe,	Shepherd,
Harden,	Morris of Franklin,	Sims of Bartow,
Harlan,	Morrow,	Simms, of Newton,

Smith of Clinch,	Sumner,	Williams of Bryan,
Smith of Hancock,	Swearingen,	Williams of Dooly,
Speer,	Tench,	Wilkerson,
Stallings,	Thomas,	Winningham,
Stapleton,	Tucker,	Woods of Floyd,
Stanfield,	Vason,	Woods of Morgan,
Starr,	Weaver,	Woodward,
Stanton,	Wilburn,	Womble.
Stewart,	Willis,	

Those voting in the negative are Messrs :

Benson,	Hicks,	Montgomery,
Bush,	Johnson of Henry,	Oates,
Candler,	Jones, J. J., of	Powell,
Cloud,	Burke,	Umphrey,
Ellington,	Mizell,	Watkins.

Ayes 116, nays 19. So the bill was passed, two-thirds having voted affirmatively.

Mr. Moses, chairman of the committee on the Judiciary, submitted the following report:

Mr. Speaker :—The committee on the Judiciary have had the following bills under consideration, and report as follows, to-wit:

A bill to be entitled an act for the relief of John S. Edmondson, of the county of Wilkes. Recommend this bill do pass.

Also a bill to be entitled an act for the relief of Leslie Markham, Thomas Hollis, and David Dyer, of the county of Morgan, and for other purposes. The committee recommend this bill do not pass, as the Solicitor has a vested right in the forfeiture, which has not been released.

Also a bill to be entitled an act to facilitate the collection of rents in this State. Recommend this bill do not pass, the subject matter being covered by an amendment made by committee to Senate bill.

R. J. MOSES,
Chairman.

Leave of absence was granted to Mr. Dodson, on account of sickness.

The following bills were read the 3rd time and lost, to-wit:

A bill for the relief of Leslie Markham, Thomas Hollis, and David Dyer, of the county of Morgan, and for other purposes.

Also a bill to amend the laws of this State authorizing administrators and guardians to resign, and to regulate such resignation.

Leave of absence was granted to Messrs. Bush, of Miller, for the balance of the session, after Thursday next, Hock-

enhull, after Friday next for the balance of the session, Lawson, of Putnam, till Wednesday next, on important business, and to Mr. Dart, of Glynn, after to-day, on account of sickness in his family.

On motion, the House, took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled, and took up the report of the committee on the bill to facilitate the collection of rents in this State.

The report was agreed to, and the bill was lost.

Mr. McWhorter, chairman of the committee on new counties and county lines, submits the following report:

Mr. Speaker :—The committee on new counties and county lines have had under consideration the following bills, to-wit:

A bill to change the county lines between the counties of Jasper and Putnam; and I am instructed to return the same with a recommendation that it do pass.

Also a bill to change the county lines between the counties of Chattahoochee and Muscogee, for which they offer a substitute, with a recommendation that it do pass.

R. L. McWHORTER,

Chairman.

The House took up the report of the committee on the bill to alter and amend the 1290th section of the Code of Georgia.

Mr. Moses offered the following amendment:

Be it further enacted, That the Superintendent shall account for all his expenditures in vouchers in the same form as those which are made in accounting for disbursements in the commissary department of the United States.

Which amendment was agreed to.

The report as amended was agreed to, the bill was read the third time, and on its passage the ayes and noes were required to be recorded, and resulted in ayes 80 and noes 40.

Those who voted in the affirmative are Messrs:

Asbury,	Candler,	Ellington,
Benson,	Cloud,	Evins,
Boyd,	Colley,	Fincannon,
Brown of Early,	Dickson, of Walk-	French,
Bush,	er,	Gartrell,
Burch.	Dixon of Macon,	Grogan,
Byrd,	Dorsey,	Gross,
Cameron,	Edge,	Gunnells,

Hall,	McDowell, of Pike,	Stallings,
Hand,	McDougald,	Stanfield,
Harden,	McLendon,	Stanton,
Harlan,	McWhorter of	Stewart,
Hargett,	Greene,	Sumner,
Hicks,	Morris of Franklin,	Swearingen,
Hill,	Morrow,	Thomas,
Holliday,	Montgomery,	Umphrey,
Hockenhull,	Moses,	Usry,
Humphreys,	Oates,	Vason,
Hughes of Union,	Pickett,	Watkins,
Johnson of Forsyth,	Quillian,	Weaver,
Johnson of Henry,	Redwine,	Wilburn,
Johnson of Wilcox,	Render,	Williams of Bryan,
Jones, J. J., of	Rhodes,	Williams of Dooly,
Burke,	Robinson, of Lau-	Wilkerson,
Mattox of Elbert,	rens,	Winningham,
Martin,	Shaw,	Woodward,
McCutchen,	Shepard,	Womble.
McDowell of	Smith of Clinch.	
Heard,	Spear,	

Those voting in the negative are Messrs:

Adams,	Jones, J. B., of	Robson,
Alexander,	Burke,	Rogers,
Atkinson,	Maddox, of Fulton,	Sale,
Baynes,	Mallard,	Simms of Bartow,
Bennett,	McCullough,	Simms of Newton,
Cabiness,	McComb,	Stapleton,
Dodds,	McRae,	Starr,
Dozier,	McWhorter of Ogle-	Tench,
Durham,	thorpe,	Tucker,
DuBose,	Mizell,	Wicker,
Glenn,	Morell,	Willis,
Green,	Mitchell of Gwin-	Woods of Morgan.
Howard of Lump-	nett,	
kin,	Phillips,	
Hudson,	Ragsdale,	
Johnson of Pierce,	Ridley,	

Ayes 80, nays 40. So the bill was passed.

Mr. Hardeman reported a bill to incorporate the Georgia Land and Lumber Co.

Mr. Sims, of Bartow, reported a bill to incorporate the town of Stilesboro', in Bartow county.

Mr. Glenn, of Whitfield, reported a bill for the relief of Dickerson Taliaferro.

The House took up the bill to be entitled an act to provide for raising a revenue for the political year 1866, and to appropriate money for the support of government during

said year, and to make certain special appropriations, and for other purposes therein mentioned, which was read the second time and committed for a third reading.

The House took up the report of the committee on the bill to repeal an act to require the incorporated cotton and wool factories in this State to publish lists of their stockholders, assented to Dec. 9th, 1862, and to remit the penalties incurred.

The report was agreed to, the bill was read the third time and passed.

Leave of absence was granted to Mr. Scandrett, of Taylor, until Tuesday next.

The bill to organize a County Court, define its jurisdiction, and for other purposes, was read the second time, and committed for a third reading, and made the special order for Monday next.

On motion, the House adjourned until 9 o'clock Monday morning next.

MONDAY, MARCH 5TH, 1866. }
9 o'clock, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Leave of absence was granted to Mr. Bush for the balance of the session, after Thursday next.

Also, to Mr. Snead, of Richmond, for to-day.

Also, to Mr. Frost, of Troup, on account of serious indisposition.

To Mr. Woodward, of Monroe, for the balance of the session, after Friday next.

Mr. Adams, Chairman of the committee on Finance, submitted the following report:

Mr. Speaker:—The Committee on Finance, have had under consideration, the following bills, to-wit:

A bill to be entitled an act, to authorize the Governor to remit the general tax for the year 1866, in case the Federal tax has to be paid by the people; for which, the committee offer a substitute, with a recommendation that it pass in lieu of the original bill.

Also, a bill to be entitled an act to provide for the support of soldiers, wounded or disabled in the late war; and the widows and orphans of soldiers, who have died or been killed, in said war, who are unable to support themselves, and have no means of support, and to raise money for that purpose; which the committee recommend do not pass.

Also, a bill to be entitled an act for the support of indigent widows and orphans of deceased soldiers. Also, indigent disabled soldiers, and for the relief of soldiers who have lost a leg or an arm, and for the relief of the poor of this State; which the committee recommend do not pass.

Also, a bill, to be entitled an act, appropriating twenty-five thousand dollars of the earnings of the Western and Atlantic Rail Road, to the Georgia State Orphan Home; which they recommend do not pass.

Also, a bill, to be entitled an act, to provide a mode of ascertaining the number of widows and orphans of deceased soldiers, and indigent soldiers, and all other poor persons, in this State, who will have to be supported by taxation. Also, providing a mode for raising money for their support. Recommend it do not pass.

Also, a resolution, instructing the Finance committee to report a bill remitting certain taxes, which they return without a recommendation.

Also, a resolution in reference to the payment of the public debt, of this State, which the committee recommend be adopted.

Also, a bill, to be entitled an act, to authorize the Justices of the Inferior Court, of Pickens county, to apply certain moneys to the building of a jail, or otherwise, as in their discretion, will be to the best interest of the county; for which, the committee offer a substitute, with a recommendation that it pass in lieu of the original bill.

F. W. ADAMS,
Chairman.

Mr. Stewart, from the committee on Manufactures, submitted the following report:

The committee on Manufactures, have had under consideration, a bill, entitled an act, to limit time within which the privileges granted to incorporated companies during the present session of the General Assembly, may be exercised, and for other purposes; which they report back to the House, with the recommendation that it do not pass.

Also, a bill, entitled an act, to incorporate the Yonah Gold company, which they report back to the House, with amendments, and recommend that it do pass.

Also, a bill, entitled an act, to incorporate the Mining Manufacturing and Improvement company, which they report back with amendments, and recommend that it do pass.

J. D. STEWART,
Chairman.

The House took up the report of the committee, on Finance, on the bill to authorize the Governor to remit the general tax for the year 1866, in case the Federal tax has to be paid by the people.

The report of the committee was agreed to, the bill was read the third time and passed.

Mr. Johnson, of Forsyth, offered the following resolution, which was read and adopted :

Resolved, That on all discussions no speaker shall be entitled to the floor longer than ten minutes, without the vote of two-thirds of the House.

The resolution authorizing the Secretary of State to employ a Clerk, was read and adopted, and ordered to be sent to the Senate.

The resolution requesting his Excellency the Governor to pardon and let go free, Epsey Wood, a convict in the Penitentiary, from the county of Franklin, was adopted, and ordered to be sent forthwith to the Senate.

The following message was received from his Excellency the Governor, by Mr. Williams, his Secretary, to-wit :

Mr. Speaker :—The Governor has approved and signed the following acts, to-wit :

An act to consolidate the offices of Receiver of Tax-returns and Tax-collector, for the counties of Effingham and Gilmer.

An act to change the county line between the counties of Upson and Crawford, so as to include the residence and farm of Leonard Worthy, of the county of Crawford, in the county of Upson.

An act to repeal all but the fifth and ninth sections of an act, entitled an act, additional to an act, to incorporate the town of Brunswick, in the county of Glynn, to define its jurisdictional limits, &c., &c.

An act to incorporate the Macon Canal and Water Works, to authorize the Mayor and Council of the city of Macon, to subscribe to the stock of said company, to issue the bonds of said city, to pay for any subscription they may make, and to levy a tax to pay such bonds as may be issued, and for other purposes.

An act to levy and collect a tax for the support of the government, for the year 1866, and for other purposes.

An act to allow the Ordinary of Polk county, to keep the records and papers of his office, at his residence, till the building of a Court-House for said county.

An act to legalize marriages between first cousins, which have been contracted since the 11th December, 1863.

An act to appropriate money to repair and wind up the State-House clock, for the year 1866.

Also, resolution requesting the Governor to memorialize the Secretary of the Treasury, in regard to the seizure of cotton in certain cases.

Resolution authorizing the distribution or disposition of

surplus books in the State Library, by the State Librarian, under direction of the Governor, and for other purposes.

Mr. Render, from the committee on Enrollment, reported as duly enrolled, and signed by the President of Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit :

An act to amend the 3566 section of the Code of Georgia, so far as the same relates to the county of Chatham.

An act, requiring certain criminal prosecutions to be not prossed.

An act, to incorporate the North-American Fire Insurance company, of Atlanta.

The House took up the special order, to-wit :

The general appropriation bill, which, on motion, was referred to the committee on Finance.

The special order, to-wit : the bill to organize a County court, and prescribe its jurisdiction, was postponed until tomorrow.

Leave of absence was granted to Mr. Bennett, of Brooks, after Friday next, on account of sickness.

The House took up the report of the Committee on the bill to authorize the Chatham Academy, the Free School, and the Union Society, to sell their interest in certain vacant lands, in Chatham, appropriated to them by an act of the General Assembly, assented to Dec'r 24th, 1829, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill for the support of indigent widows and orphans of deceased soldiers, and for the relief of the poor of this State, was laid on the table for the present.

Also, a bill to provide for the support of soldiers wounded or disabled in the late war, and the widows and orphans of soldiers, who have died or been killed, in said war, who are unable to support themselves, &c.

The House took up the report of the committee on the bill to limit the time within which the privileges granted to incorporated companies, during the present session of the General Assembly, may be exercised, and for other purposes, which was amended, and passed.

The House took up the report of the committee on the bill to authorize the Justices of the Inferior Courts of Pickens county, to apply certain moneys to the building of a jail, or otherwise, as in their discretion, will be to the best interest of the county, for which the committee had reported a substitute.

The report of the committee was agreed to, the bill was read the third time and passed.

The Senate resolution authorizing the officers of the W. & A. R. R., to receive, in payment for dues to said Road, certain change bills, issued by the Superintendent, under the acts of the General Assembly, assented to Dec'r 17th, 1861, and April 6th, 1863, was referred to the committee on Finance.

The House took up the report of the committee on the bill to change the line between the counties of Jasper and Putnam, so as to include the residences of Cullen R. Ezell, Henry W. Roby, and John Cardett, in the county of Jasper.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the line between the counties of Muscogee and Chattahoochee, so as to include the lands of William Woolfolk, and the bridge over Upatoi creek, in the county of Chattahoochee; for which the committee had reported a substitute.

Mr. Russell, of Muscogee, offered the following amendment:

"Provided, That Chattahoochee county keep up the bridge over Upatoi creek, on lands of William Woolfolk, which amendment was lost.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Yonah Gold Mining company.

The report was agreed to, the bill was read the third time and passed.

The bill appropriating twenty thousand dollars of the earnings of the W. & A. R. R. to the Georgia State Orphans Home, was laid on the table for the present.

The following bills were laid on the table for the present, to-wit:

A bill for the relief of the people of Georgia.

Also, a bill to grant relief to the people of this State.

Also, a bill for the relief of judgment debtors.

Also, a bill to prevent the levy and sale of the property of debtors of this State, until such time as therein specified.

Also, a bill to restrain and regulate, the levy and sale of the property of debtors, under execution for a given period.

Also, a bill to exempt from levy and sale, property in the State of Georgia, for the year 1866.

Also, a bill for the benefit of the honest debtors of this State.

Also, a bill for the relief of defendants in Execution, and for other purposes, therein contained.

Also, a bill to suspend the collection of debts, by levy and sale of property, under executions, till the first day of January, 1867.

Also, a bill for the relief of debtors.

Leave of absence was granted to Mr. Wilburn, of Terrell, for the balance of the session, on account of sickness.

And to Mr. Dixon, of Macon, for the balance of the session, after Saturday next.

And to Mr. Weaver, of Clay, for to-day, to enable him to preach a funeral.

The House took up the report of the committee on the bill amendatory of the law, relating to the establishment of lost papers.

The report of the Committee was agreed to, the bill was read the third time and passed.

The resolution to authorize the refunding of certain moneys to W. F. Groves, of Marietta, was referred to the committee on Judiciary.

The House took up the report of the Committee on the Senate bill to incorporate the Mining Manufacturing and Improvement company.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the Senate bill, to allow all persons residents of this State, who were maimed in the late war, to peddle and vend goods, wares and merchandize, in any county in this State, under certain restrictions therein provided, which was read the third time and lost.

The House took up the report of the committee on the Senate bill for the pardon of John W. Martin, now confined in the Penitentiary, for the crime of murder.

Mr. Phillips, of Habersham, moved the indefinite postponement of the bill, which motion was lost.

The report was agreed to, the bill was read the third time, and on its passage, the ayes and noes were required to be recorded, and resulted in ayes 117, and noes 7.

Those who voted in the affirmative are Messrs:

Adams,	Bennett,	Cameron,
Alexander,	Benson,	Candler,
Asbury,	Brock,	Cloud,
Atkinson,	Bush,	Colley,
Baker,	Byington,	Dickson, of Walker,
Baynes,	Cabaniss,	

Dixon, of Macon,	Maddox, of Fulton,	Russell, of Musco-
Dodds,	Mattox, of Elbert,	gee,
Dozier,	McCullough,	Sale,
Durham,	McCutchen,	Sharp,
DuBose,	McComb,	Shaw,
Edge,	McDowell, of Heard,	Shepard,
Ellington,	McDowell, of Pike,	Sims, of Bartow,
Evans,	McDougald,	Sinms, of Newton,
French,	McLendon,	Smith, of Clinch,
Gartrell,	McRae,	Smith, of Hancock,
Glenn,	McWhorter,	Speer,
Green,	of Oglethorpe,	Stallings,
Grogan,	Mizell,	Stapleton,
Gross,	Morrell,	Stanfield,
Gunnells,	Morrow,	Stanton,
Hall,	Mitchell,	Sumner,
Hand,	of Gwinett,	Swearingen,
Harrison,	Mitchell, of Thom-	Tench,
Harden,	as,	Thomas,
Harlan,	Montgomery,	Tucker,
Hargett,	Moses,	Usry,
Hicks,	Oates,	Vason,
Hill,	Peeples,	Watkins,
Holliday,	Pickett,	Weaver,
Howard, of Bartow,	Pottle,	Wicker,
Hockenhull,	Quillian,	Wilburn,
Hudson,	Ragsdale,	Willis,
Humphreys,	Redwine,	Williams, of Bryan,
Johnson, of Forsyth,	Render,	Williams of Bulloch,
Johnson, of Henry,	Rhodes,	Williams, of Dooly,
Johnson of Pierce,	Ridley,	Wilkerson,
Jones, J. B., of	Robson,	Woods, of Floyd,
Burke,	Rogers,	Woods, of Morgan,
Jones, J. J., of	Rumph,	Woodward,
Burke,	Russell of Chatham,	Womble.
Kibbee,		

Those voting in the negative are Messrs :

Boyd,	Fincannon,	Phillips,
Dorsey,	Mallard,	Umphrey,

Ayes 117, Nays 7 ; So the bill was passed.

Messrs. Howard, of Lumpkin, and Hughes, of Union, were excused from voting.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker :—The Senate have refused to concur in the

amendment of the House of Representatives, to the bill of the Senate, to exempt from levy and sale, certain property of every debtor, in this State, and for other purposes.

The House took up the report of the committee, on the bill, for the relief of John S. Edmondson, of the county of Wilkes, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

On motion, of Mr. McCullough, of Jones, it was,

Resolved, That all bills and resolutions, which pass to-day, be transmitted to the Senate, unless notice is given that a motion will be made to reconsider.

Mr. Render, Chairman of the Enrolling committee, reported as duly enrolled, and ready for the signatures of the Speaker of the House of Representatives, and President of the Senate, the following acts, &c., to-wit :

An act to incorporate the Bucks Manufacturing company, in the county of Schley.

Also, an act to appropriate money to pay D. B. Sanford, to bring up the unfinished business of the late Clerk of the Supreme Court, R. E. Martin, deceased.

Also, an act to make valid, certain acts of the Justices of the Inferior Court, of Polk county.

Also an act to incorporate the Georgia and Alabama Petroleum Mining company.

Also, an act to repeal all laws heretofore passed by the General Assembly, of the State of Georgia, prohibiting the distillation of corn, wheat, potatoes, rye, peas, &c., into spirituous liquors.

Also, an act to amend part 2nd, title 3rd, chapter 2nd, article 4th, section 3rd. of the Code of Georgia.

Also, an act to ratify certain acts of Executors, Administrators, Trustees and Guardians, and of Judicial and Ministerial officers, and for other purposes therein mentioned.

Also, an act to authorize the Inferior Court of Greene county, to levy an extra tax for the purpose of building a bridge across the Oconee river, to repair bridges of said county, and for other purposes.

Also, an act to regulate Court cost in certain cases.

Also, an act to incorporate a town to be called Vernonburg.

Also, an act to change the line between the counties of Wilcox and Pulaski.

Also, an act to change the line between the counties of Dooly and Pulaski, so as to include the residence of John Embury, of the county of Dooly, within the limits of the county of Pulaski.

Also, an act to authorize the Inferior Court of the county

of Glynn, to compel the hands subject to road duty, in any one district, in said county, to perform road duty in any other district in said county.

Also, an act to incorporate the Central Georgia Manufacturing company.

Also, an act to alter and amend an act, entitled an act, to extend and define the corporate limits of the town of Newnan, in the county of Coweta, to provide for the election of Intendant and commissioners for the same, to define their powers, and for other purposes, therein named.

Also, an act for the relief of certain Physicians in this State.

Also, an act to incorporate the Dalton Petroleum Mining company.

Also, an act to enable persons, whose fences have been destroyed by the Federal forces, in the county of Effingham, to build stock enclosures, and to make the intrusion upon said enclosures a misdemeanor, and for other purposes.

Also, an act to authorize the Justices of the Inferior Court of Terrell county, to levy and collect a tax for certain purposes.

Also, an act to repeal section thirty-four hundred and seventy-eight (3478) of the Code of Georgia.

Also, an act to incorporate the New Era Mining and Manufacturing company.

The House took up the report of the Committee on the bill of the Senate, to alter and amend the 4275th section of the fifth division of the Penal Code. Also, to alter and amend the 4285th section of the same division.

The report of the committee was amended, and agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to alter and amend 3778th section of the Code of Georgia.

On motion, said bill was postponed until Thursday next, and made the special order for that day.

The House took up the report of the committee on the Senate bill to relieve securities upon bonds for criminal offences, committed during the war, with the United States, upon certain conditions.

The report of the committee was agreed to, the bill was read the third time and passed.

The Senate bill to authorize and regulate contracts between master and servant, &c., was laid on the table for the present.

The House took up the report of the Committee on the bill to alter and amend the laws regulating interest in this State, and to establish a conventional rate of interest.

Mr. Williams, of Dooly, moved an indefinite postponement of the bill ; upon which motion, the ayes and noes were required to be recorded, and resulted in ayes 72, and noes 53.

Those who voted in the affirmative are Messrs :

Baker,	Johnson, of Forsyth,	Rogers,
Baynes,	Johnson, of Henry,	Russell, of Chatham,
Bennett,	Jones, J. J.	Sale,
Benson,	of Burke,	Sharp,
Boyd,	Mallard,	Sims, of Bartow,
Burch,	McCullough,	Stallings,
Byrd,	McCutchen,	Stapleton,
Cameron,	McDowell of Heard,	Stanton,
Colley,	McDowell, of Pike,	Stewart,
Dodds,	McLendon,	Sumner,
Dorsey,	McRae,	Tench,
Ellington,	McWhorter of	Tucker,
Evans,	Greene,	Usry,
Fincannon,	McWhorter,	Watkins,
French,	of Oglethorpe,	Weaver,
Gartrell,	Mizell,	Wicker,
Gross,	Morrow,	Wilburn,
Gunnells,	Mitchell, of Gwin-	Willis,
Hall,	nett,	Williams, of Bryan,
Harlan,	Montgomery,	Williams,
Hargett,	Pickett,	of Bulloch,
Howard of Bartow,	Pottle,	Williams, of Dooly,
Hudson,	Quillian,	Wilkerson,
Humphreys,	Ragsdale,	Woods, of Floyd,
Hughes, of Union,	Ridley,	Womble.

Those voting in the negative are Messrs :

Adams,	Green,	McComb,
Alexander,	Grogan,	McDougald,
Asbury,	Hand,	Morris, of Franklin,
Atkinson,	Harrison,	Mitchell of Thomas,
Barnes,	Hicks,	Moses,
Brock,	Hill,	Phillips,
Byington,	Holliday,	Powell,
Cabaniss,	Howard,	Redwine,
Candler,	of Lumpkin,	Rhodes,
Cloud,	Hockenhull,	Robson,
Dickson of Walker,	Johnston, of Pierce,	Russell of Muscogee,
Dixon, of Macon,	Johnson, of Wilcox,	Shaw,
Dozier,	Jones, J. B.	Sims, of Bartow,
Durham,	of Burke,	Smith, of Newton,
DuBose,	Kibbee,	Speer,
Edge,	Maddox, of Fulton,	Stanfield,
Glenn,	Mattox, of Elbert,	Starr,

Swearingen,	Umphrey,	Woods, of Morgan.
Thomas,	Vason,	Woodward,

Ayes 72, Nays 53 ; So the motion prevailed.

On motion the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled, and took up the report of the committee, on the bill of the Senate, to alter and amend the 4293rd section of the Penal Code.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the rendition of decrees in equity, in vacation, and to legalize certain decrees already rendered.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to prevent the illegal seizure, detention, or removal of property, in this State, and to prescribe the punishment for the same.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to incorporate the Georgia Express company.

Mr. Pottle moved to amend, by adding after the word "debts", the words "liabilities and losses", which amendment was agreed to.

Mr. Russell, of Muscogee, moved to amend, by striking out the words "so long as they are members of said company".

Mr. Moses offered the following amendment, as a substitute for Mr. Russell's amendment: "whenever any Stockholder transfers his stock, he shall give notice of the same, in some newspaper, published at the place, where the corporation has its principal office", which was agreed to.

The report as amended, was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to amend the 4792nd and 4793rd sections of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The bill to repeal the 4413th section of the Code of Georgia, was read the third time and lost.

The House took up the report of the committee on the bill to incorporate the Savings Bank of Augusta.

The report was agreed to, and the bill was read the third time, and on its passage the ayes and noes, were required to be recorded, and resulted in ayes 75, and nays 37.

Those voting in the affirmative are Messrs :

Alexander,	Jones, J. B., of	Russell, of Chatham,
Asbury,	Burke,	Sale,
Atkinson,	Kibbee,	Sharp,
Barnes,	Mallard,	Shaw,
Boyd,	McCutchen,	Shepard,
Brock,	McComb,	Sims, of Bartow,
Byrd,	McDowell of Heard,	Smith, of Hancock,
Byington,	McDougald,	Snead,
Cameron,	McLendon,	Speer,
Dixon, of Macon,	McRae,	Stallings,
Dodds,	Morrell,	Stapleton,
Dozier,	Morris, of Franklin,	Stanfield,
DuBose,	Morrow,	Sumner,
Edge,	Moses,	Swearingen,
French,	Oates,	Thomas,
Glenn,	Pickett,	Tucker,
Grogan,	Phillips,	Usry,
Gross,	Pottle,	Watkins,
Hall,	Redwine,	Wicker,
Hand,	Reese,	Williams, of Bryan,
Harrison,	Ridley,	Williams of Bulloch,
Hill,	Robson,	Wilkerson,
Holliday,	Rogers,	Woods, of Morgan
Howard, of Bartow,	Roundtree,	Woodward,
Hockenhull,	Russell, of Musco-	Womble,
Johnson, of Pierce,	gee,	

Those voting in the negative, are Messrs :

Adams,	Hargett,	McWhorter,
Baynes,	Hicks,	of Greene,
Benson,	Howard, of Lump-	Mitchell, of Gwin-
Brown, of Early,	kin,	nett,
Bush,	Hudson,	Montgomery,
Burch,	Humphries,	Quillian,
Candler,	Hughes, of Union,	Ragsdale,
Dickson, of Walker,	Johnston, of For-	Rhodes,
Durham,	syth,	Simms, of Newton,
Ellington,	Johnson, of Henry,	Starr,
Evans,	Jones, J. J. of	Stanton,
Fincannon,	Burke,	Stewart,
Gunnells,	Mattox of Elbert,	Umphrey,
Harden,	Mizell,	Woods, of Floyd,

Ayes 75, Nays 37 ; So the bill was passed, two thirds voting in the affirmative.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker :—The Senate have agreed, by a unanimous vote, to the resolution of the House of Representatives, requesting his Excellency the Governor, to pardon Epsy Wood, a convict in the State Penitentiary, which I am instructed to return forthwith to the House.

The following message was received from His Excellency, the Governor, by Mr. Williams, his Secretary, to-wit :

Mr. Speaker : I am directed by the Governor to deliver to the House of Representatives a communication in writing, with accompanying documents.

On motion, the communication was taken up, read, and is as follows :

EXECUTIVE DEPARTMENT, }
Milledgeville Georgia, March 5th, 1866. }

To the General Assembly :

I herewith communicate reports received from two counties, of the number of destitute soldiers, and widows of soldiers, &c., in those counties.

In the message transmitted to you at the commencement of the session, I alluded to the destitution and sufferings of disabled soldiers, and their families, and of the families of deceased soldiers, as presenting strong claims upon our gratitude and our humanity.

Not knowing what action the General Assembly may propose to take on the subject, it is perhaps proper, that I should apprise you, that from information received from different quarters, and apparently reliable, I have reason to believe that before another crop can be gathered, the suffering among them, and other destitute persons, in counties which have been overrun by both armies, in the late war, will be most intense.

The liberality of citizens in those localities, who came out of the war with enough and to spare, has already been severely taxed to relieve such wants, and from it, little more can reasonably be expected.

The existing system for the relief of pauperism, is probably adequate to its necessities in ordinary times, and it is certainly bad policy to encourage among any people, a reliance upon government for a supply of the necessities of life. But the circumstances surrounding us at this time, are extraordinary—such as have never occurred before in our day, and we may hope will never occur again.

The question presents itself—how shall relief be given?

To rely upon the raising of a tax in each county to meet the wants within its borders, would be liable to two objections. *First*, unless the collection of such a tax be accelerated much beyond the usual time, it will be too tardy to meet the exigency. *Secondly*, if it be so accelerated, it will find those upon whom the burthen must fall, generally unprepared for it.

I am not aware of any other method than direct State aid. For the extension of this, the times are certainly very unpropitious. An empty Treasury may be by some, regarded a sufficient reason for withholding large charities, however laudable. But it should be considered, that the State has a credit which these sufferers have not. This, and the further consideration that their sufferings are not the result of idleness or of vice, satisfy me that we should not hesitate to incur a debt additional to that contemplated for other purposes, in order to supply bread for a few months to the hungry and the helpless. The debt of the State is small—the increase you may direct for other objects will leave it still small, in comparison with her resources, and the addition of a few hundred thousand dollars, for such a purpose, will neither depress her credit now, nor materially embarrass her finances hereafter.

I recommend that you authorize the purchase of corn, in such manner and in such quantity, as you may deem advisable, at points where it is abundant, to be paid for by the negotiation of bonds, and provide for its judicious and faithful distribution. I trust the different railroad companies in the State, will, in aid of such a cause, lighten the State's burthen by favorable terms of transportation, to points of distribution, should you determine to take such action. So far as concerns the Western and Atlantic Rail Road, you have the power to set the example.

CHARLES J. JENKINS,
Governor.

On motion of Mr. J. J. Jones, said communication was referred to a special committee of five, consisting of Messrs. Green, Hockenhull, Thomas, Smith of Hancock, and Dozier.

Mr. Render, from the committee on Enrollment, reported as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts and resolution, to-wit:

An act to incorporate the Hansell Manufacturing company, of Campbell county.

An act to repeal an act to require the incorporated cotton and wool factories in this State, to publish lists of their Stockholders, assented to December 9th, 1862, and to remit the penalties incurred.

An act to incorporate the Oostanaula Steamboat company, with powers of insurance.

An act for the pardon of John W Martin, now confined in the Penitentiary for the crime of murder.

Joint resolution requesting the Post Master General to re-commence the establishment of certain mail routes.

The House took up the report of the committee on the bill to extend relief to the Marine Bank of Georgia, and the officers thereof, and for other purposes.

Mr. Moses moved the reference of the bill to the Judiciary committee, which motion was lost.

Mr. Stewart, of Spalding, offered the following amendment :

“ Be it further enacted, that any penalties which the officers of said Bank may have incurred by failing to redeem their bills in specie, be suspended until the next session of the General Assembly”.

Mr. Moses offered the following as a substitute for Mr. Stewart's amendment :

“ Provided, nothing in this act contained shall prevent the prosecution of any officer of said Bank for fraud, or personal malfeasance in office”.

On motion of Mr. Barnes, the bill and amendments were laid on the table for the present.

The House took up the report of the Committee on the bill of the Senate, to carry into effect the ninth clause of section first, article fifth, of the Constitution of this State, in reference to the marriage relation between white persons, and persons of African descent.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to repeal the 2635th section of the Code of Georgia, and to substitute another in lieu thereof.

Mr. J. J. Jones moved an indefinite postponement of the bill, upon which motion, the yeas and noes were required to be recorded, and resulted in ayes 61, and noes 55.

Those voting in the affirmative are Messrs :

Adams,	Cloud,	Grogan,
Alexander,	Dixon, of Macon,	Gross,
Benson,	Dorsey,	Hall,
Brown, of Early,	Dozier,	Hargett,
Bush,	Durham,	Hicks,
Burch,	Ellington,	Hill,
Byrd,	Evans,	Howard of Lumpkin,
Cameron,	Fincannon,	Hudson,
Candler,	French,	Hughes, of Union,

Johnston,	Pickett,	Sumner.
of Forsyth,	Quillian,	Thomas,
Johnson, of Henry,	Ragsdale,	Umphrey,
Jones, J. B., of	Redwine,	Usry,
Burke,	Reese,	Watkins,
Jones, J. J.	Rhodes,	Weaver,
of Burke,	Ridley,	Williams, of Bryan,
McCutchen,	Robson,	Woods, of Floyd,
McDowell of Heard,	Rogers,	Woods, of Morgan,
McDowell, of Pike,	Simms, of Newton,	Woodward,
McRae,	Stallings,	Womble.
Mizell,	Stapleton,	
Montgomery,	Stewart,	

Those voting in the negative are Messrs :

Asbury,	Humphreys,	Sale,
Barnes,	Johnson, of Pierce,	Sharp,
Bennett,	Maddox of Fulton,	Shaw,
Boyd,	Mattox, of Elbert,	Sims, of Bartow,
Brock,	Mallard,	Smith, of Hancock,
Byington,	McCullough,	Snead,
Colley,	McLendon,	Speer,
Dodds,	McWhorter.	Stanfield,
DuBose,	of Greene,	Stanton,
Edge,	Morris, of Franklin,	Tucker,
Ford,	Morrow,	Vason,
Gartrell,	Mitchell of Thomas,	Wicker,
Glenn,	Moses,	Wilburn,
Green,	Oates,	Willis,
Hand,	Pottle,	Williams, of Bul-
Harrison,	Render,	loch,
Harlan,	Rumph,	Williams, of Dooly,
Holliday,	Russell of Chatham,	Wilkerson,
Hockenhull,	Russell of Muscogee,	

Ayes 61, Noes 55 ; So the motion prevailed.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit :

Mr. Speaker :—The Senate has agreed to a joint resolution, consolidating the select committees of the two Houses, to whom have been referred the message from his Excellency the Governor, with the accompanying documents, relating to providing corn for the destitute, which I am instructed to transmit forthwith to the House of Representatives.

On motion, said resolution was taken up, read and adopted.

On motion, the House adjourned until 9 o'clock to-morrow morning.

TUESDAY, MARCH 6TH, 1866. }
 9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. McCutchens of Pickens moved a reconsideration of so much of the Journal as relates to the action of the House on the bill to authorize the Interior Court of Pickens County to apply certain moneys to the building of a jail, &c., which motion prevailed.

Mr. Russell of Muscogee moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House on the bill to change the line between the Counties of Muscogee and Chattahoochee, so as to include the residence of William Woolfork, and the bridge over the Upatoi Creek, in the County of Chattahoochee, which motion was lost.

Mr. Brock moved a reconsideration of so much of the Journal as relates to the action of the House on the bill of the Senate to amend the 4293rd section of the penal Code.

Upon which motion the ayes and nays were required to be recorded, and resulted in ayes 56, and nays 75.

Those who voted in the affirmative are Messrs:

Adams,	Evans,	Pottle,
Asbury,	Gartrell,	Reese,
Baker,	Glenn,	Render,
Barnes,	Gross,	Ridley,
Bennett,	Hand,	Rogers,
Brown of Early,	Hicks,	Rumph,
Brock,	Holliday,	Russell of Chatham,
Bush,	Howard of Lump-	Sims of Bartow,
Burch,	kin,	Snead,
Byrd,	Hughes, of Union,	Stapleton,
Byington,	Mallard,	Stewart,
Cameron,	McCutchen,	Sumner,
Colley,	McComb,	Swann,
Dodds,	McDowell of Heard,	Swearingen,
Dorsey,	McDowell of Pike,	Tucker,
Durham,	Mizell,	Weaver,
DuBose,	Morrow,	Williams of Dooly,
Edge,	Mitchell of Thomas,	Wilkerson.
Ellington,	Peeples,	

Those voting in the negative are Messrs:

Alexander,	Cabaniss,	Fincannon,
Atkinson,	Candler,	Ford,
Baynes,	Cloud,	French,
Benson,	Dixon of Macon,	Grogan,
Boyd,	Dozier,	Hall,

Harrison,	McWhorter of	Shepard,
Harden,	Greene,	Simms of Newton,
Harlan,	McWhorter of Ogle-	Smith of Hancock,
Hargett,	thorpe,	Speer,
Hill,	Morell,	Stallings,
Howard of Bartow,	Morris of Franklin,	Stanfield,
Hockenhull,	Mitchell of Gwin-	Starr,
Hudson,	nett,	Stanton,
Humphreys,	Montgomery,	Thomas,
Johnson of Henry,	Moses,	Umphrey,
Johnson of Pierce,	Oates,	Usry,
Johnson of Wilcox,	Pickett,	Vason,
Jones, J. B., of	Phillips,	Wicker,
Burke,	Powell,	Wilburn,
Jones, J. J., of	Quillian,	Willis,
Burke,	Ragsdale,	Williams of Bryan,
Kibbee,	Redwine,	Williams, of Bul-
Maddox of Fulton,	Rhodes,	loch,
Mattox of Elbert,	Robson,	Woods of Floyd,
McCullough,	Roundtree,	Woods of Morgan,
McDougald,	Sale,	Woodward,
McLendon,	Shaw,	Womble.

Ayes 55, nays 75. So the motion to reconsider was lost.

Mr. DuBose moved a reconsideration of so much of the Journal as relates to the action of the House on the Senate bill to alter and amend the laws regulating interest in this State, and to establish a conventional rate of interest.

Upon which motion the ayes and nays were required to be recorded, and resulted in ayes 56, and nays 71.

Those who voted in the affirmative are Messrs:

Adams,	Hicks,	Redwine,
Asbury,	Hill,	Reese,
Atkinson,	Holliday,	Render,
Barnes,	Howard of Lump-	Rhodes,
Bragg,	kin,	Robson,
Brown of Early,	Hockenhull,	Roundtree,
Bush,	Johnson of Pierce,	Russell of Musco-
Cabiness,	Jones, J. B., of	gee,
Candler,	Burke,	Shaw,
Cloud,	Kibbee,	Shepard,
Dodds,	Maddox of Fulton,	Simms, of Newton,
Dozier,	McCutchen,	Smith of Hancock,
Durham,	McComb,	Snead,
DuBose,	Morris of Franklin,	Speer,
Edge,	Mitchell of Thomas,	Stanfield,
Green,	Moses,	Starr,
Hand,	Phillips,	Swearingen,
Harrison,	Powell,	Thomas,

Umphrey,
Wicker,

Woods, of Morgan, Woodward.

Those voting in the negative are Messrs:

Alexander,	Humphreys,	Ragsdale,
Baynes,	Hughes, of Union,	Ridley,
Bennett,	Johnson of Henry,	Russell of Chatham,
Benson,	Jones, J J, of Burke,	Sale,
Boyd,	Mattox of Elbert,	Sharp,
Brown of Houston,	Mallard,	Simms, of Bartow,
Burch,	McCullough,	Stallings,
Cameron,	McDowell of Heard,	Stapleton,
Colley,	McDowell of Pike,	Stanton,
Dixon of Walker,	McDougald,	Stewart,
Dixon of Macon,	McLendon,	Sumner,
Dorsey,	McWhorter, of	Swann,
Ellington,	Greene,	Tucker,
Evans,	McWhorter of	Usry,
Fincannon,	Oglethorpe,	Vason,
French,	Mizell,	Watkins,
Gartrell,	Morell,	Wilburn,
Glenn,	Morrow,	Williams of Bryan,
Grogan,	Mitchell of Gwin-	Williams of Bul-
Gross,	nett,	loch,
Hall,	Montgomery,	Williams of Dooly,
Harden,	Oates,	Wilkerson,
Harlan,	Peeples,	Winningham,
Hargett,	Pickett,	Woods of Floyd,
Howard of Bartow,	Pottle,	Womble.
Hudson,	Quillian,	

Ayes 55, nays 72. So the motion was lost.

Mr. Pottle moved a reconsideration of so much of the Journal as relates to the action of the House on the Senate bill to alter and amend the 4275th section of the 5th division of the Penal Code, also to alter and amend the 4285th section of the same division; which motion was lost.

Mr. Tucker moved a reconsideration of so much of the Journal as relates to the action of the House on the bill to repeal the 2635th section of the Code, and substitute another in lieu thereof, which prevailed.

Mr. J. J. Jones, Chairman *pro tem.* of the Committee on the Judiciary, submitted the following report:

Mr. Speaker:—The Committee on the Judiciary have had the following bills under consideration, and report as follows:

A bill to be entitled an act to extend the charter of the Roswell Manufacturing Company; Committee recommend this bill do pass.

Also, a bill to be entitled an act for the relief of Jasper J. Owen, and William Owen, of the County of Franklin; recommend this bill do pass.

Also, a bill to be entitled an act to amend the 3604th section of the Code; recommend this bill do pass.

Also, a bill to be entitled an act to define the liability of Executors, Administrators, Guardians, and Trustees, and regulate the settlement with the same; recommend this bill do pass.

Also, a bill to be entitled an act to amend the 3988th section of the Code; recommend this bill do pass, with the following amendments: by striking out the word "any" before the word "district," and insert in lieu thereof the words "an adjoining." Also, strike out the word "proper" before the word "Jury."

Also, a bill to be entitled an act to legalize and make valid certain acts of Notaries Public in this State, and for other purposes; recommend this bill do pass with the following amendments: by striking out the words "and recorded prior to the first day of February, 1866," and insert in lieu thereof the following words, to-wit: "previous to the passage of this act."

Also, a bill to be entitled an act to repeal an act assented to March 21st, 1864, and to re-enact the former law in regard to publishing the decisions of the Supreme Court; recommend this bill do not pass.

Also, a bill to be entitled an act to alter and amend part 4, title 1st, paragraph 4532, of the Penal Code of Georgia; recommend this bill do not pass.

Also, a bill to be entitled an act to relieve tax collectors for the year 1865, from the obligations of their bonds; recommend this bill do not pass.

Also, a bill to be entitled an act to amend the Code of Georgia, and add an additional section thereto; recommend this bill do not pass.

Also, a bill to be entitled an act to amend the 291st section of the Code of Georgia; recommend this bill do not pass.

Also, a bill to be entitled an act to alter and amend the 1564th section of the Code of Georgia, in relation to peddlers; recommend this bill do not pass.

The Committee on the Judiciary have had the following Senate bills under consideration:

A bill to be entitled an act to prescribe and regulate the relation of parent and child among persons of color in this State, and for other purposes; recommend this bill do pass.

JOHN J. JONES,

Chairman *pro tem.*

Mr. Render, from the Committee on Enrollment, re-

ported as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following Resolutions and Acts, to-wit:

An act to incorporate Wahatchee Mining Company.

An act to incorporate the Savannah Steamboat Company, with powers of Insurance.

An act to prevent the illegal seizure, detention, or removal of property in this State, and to prescribe the punishment for the same.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker :—The Senate have passed the following bills, to-wit:

A bill accepting for the State of Georgia the donation by the United States of certain lands to the several States and Territories, which may provide Colleges for the benefit of Agriculture and the Mechanic Arts, by acts of Congress approved severally July 2nd, 1862, and April 14th, 1864, and for other purposes therewith connected.

A bill to donate the Okefenokee Swamp lands as a permanent endowment to the Georgia State Orphan's Home.

A bill to prevent the illegal distillation of grain, and for other purposes.

The Senate have passed the following bills of the House of Representatives, to-wit:

A bill to change the County of Scriven from the first Congressional District to the fifth Congressional District.

A bill to authorize the Justices of the Inferior Court of the County of Bulloch to levy and collect an extra tax for the building of a Court House and bridges in said County, and for other purposes.

A bill to revive the military laws of the State, as published in the revised Code of Georgia, and to repeal all laws passed since the adoption of said Military Code, inconsistent with its provisions.

A bill to repeal so much of an act entitled an act to add a part of the County of Paulding to the County of Carroll, and a part to the County of Floyd, assented to December 22nd, 1847, as relates to lots Nos. 520, 591, and 601, in the 1st District, 3rd Section, of original Paulding, and to add lots Nos. 413 and 414, 1st District and 3rd Section of Paulding, to the County of Carroll.

A bill to authorize the Justices of the Inferior Court of Clarke County to raise money for certain purposes, by an extra tax, or by the issue of bonds.

A bill to repeal a repealing act entitled an act, to repeal an act and the acts of which it is amendatory, entitled an

act to provide for the indigent deaf and dumb citizens of the State, and also to provide for the appointment of a Commissioner, to regulate his duties, fix his compensation, and appropriate money therefor by increasing annual appropriations, approved January 13th, 1852, assented to December 15th, 1862.

The Senate have also passed the following bills of the House of Representatives, with amendments, to which they invite the concurrence of this branch of the General Assembly, to-wit:

A bill to repeal an act entitled an act to legalize the proceedings of the Southern Stockholders of the Brunswick & Florida Rail Road Company, to change the name of said Company, and to amend the act of incorporation, to extend the charter thereof, and to facilitate the building of said Road, approved the 16th of December, 1861, to change the name of the Brunswick & Florida Rail Road Company, to revive the charter of said Company, and extend the same, and to confer upon the Brunswick & Albany Rail Road Company the rights, powers, privileges, and immunities which have been granted to the Macon & Brunswick Rail Road Company.

A bill to allow parties time to make out writs of *certiorari* in certain cases.

A bill to incorporate the Southern Mining Company.

A bill to incorporate the Lookout Valley Mining Company.

A bill for the relief of Executors, Administrators, Guardians, and Trustees, in certain cases.

A bill to incorporate the Muscogee Insurance & Industrial Association.

A bill to compel Rail Road, Steamboat, and Express Companies to furnish parties receipts for articles delivered, and to prescribe the penalty for refusal.

A bill to incorporate the North-Western Mining Company.

A bill to incorporate the Georgia Manufacturing & Paper Mill Company.

A bill to incorporate the North-Georgia Petroleum & Mining Company, and for other purposes.

The Senate insists on its amendment to strike out the 2nd section of the bill of the House of Representatives to alter and amend the several acts incorporating the city of Atlanta.

The Senate have concurred in the amendments of the House of Representatives to the following bills of the Senate, to-wit:

A bill amendatory of the laws relating to the establishment of lost papers.

A bill to amend the 4392nd and 4793rd sections of the Code of Georgia.

A bill to incorporate the Mining, Manufacturing, & Improvement Company.

A bill to incorporate the Georgia Express Company.

A bill to incorporate the Georgia Life & Accident Insurance Company, of the city of Atlanta.

The Senate have agreed to the following joint Resolutions of the House of Representatives, to-wit:

A Resolution requesting his Excellency the Governor to instruct the Superintendent of the Western & Atlantic Rail Road to give certain aid to farmers and other persons living upon said Rail Road.

A Resolution allowing the Secretary of State to employ a Clerk for the purpose of replacing maps destroyed.

A Resolution appointing a Committee of sixteen to digest and report a common school system to the next session of the General Assembly, and for other purposes.

The Committee appointed on the part of the Senate consists of Messrs. O. L. Smith, Butler, Brown, Turner, Carter, and Casey.

The Senate have rejected the following bills of the House of Representatives, to-wit:

A bill to facilitate trials in actions against tenants holding over, and against intruders in this State.

A bill to incorporate the Okefenokee Land & Canal Company.

The Senate have postponed indefinitely the Resolution of the House of Representatives declaring that the Legislature will entertain no application for the relief of Banking corporations, except in certain cases.

Mr. Asbury, from the Committee on the Georgia Military Institute, submitted the following report:

Mr. Speaker:—The Committee on the Georgia Military Institute have had under consideration the propriety of calling on this General Assembly for an appropriation of a sufficient sum of money to make the necessary repairs of said Institution, and to put the same into successful operation. I am directed by the Committee to say that they deem any such measure at present unwise, for two obvious reasons: First, because of our impaired credit and exhausted Treasury, and secondly, because we do not think that an appropriation should be made for a military school in preference to our literary and common schools. I am directed to say that eighty thousand of the brick in the debris of the Institution have been sold for 4 and 94-100 dollars per thousand, the purchaser taking the expense of cleaning and

piling, which we recommend be applied to the covering and flooring of the building now standing, and after the completion of said repairs the President be authorized to rent the same, and the proceeds of which, together with what may be left in the sales of the debris, if any, be paid over to the State Treasury.

All of which is respectfully submitted.

J. W. ASBURY,

Chairman *pro tem*.

The following message was received from his Excellency the Governor by Mr. Williams his Secretary, to-wit:

Mr. Speaker :—The Governor has approved and signed the following acts, to-wit:

An act to incorporate the Georgia & Alabama Petroleum Mining Company.

An act to alter an amend an act entitled an act to extend and define the corporate limits of the town of Newnan, in the County of Coweta, to provide for the election of Intendent and Commissioners for the same, to define their powers, and for other purposes.

An act to enable persons whose fences have been destroyed by the Federal forces in the County of Effingham to build stock enclosures, and to make intrusion upon said enclosures a misdemeanor, and for other purposes.

An act to regulate Court cost in certain cases.

An act to change the line between the Counties of Wilcox and Pulaski.

An act to ratify certain acts of Executors, Administrators, Trustees, and Guardians, and of Judicial and Ministerial officers, and for other purposes therein mentioned.

An act to incorporate a town to be called Vernonburg.

An act to authorize the Inferior Court of the County of Glynn to compel the hands subject to road duty in any one District in said County to perform road duty in any other District in said County.

An act to make valid certain acts of the Justices of the Inferior Court of Polk County.

An act to change the line between the Counties of Dooly and Pulaski, so as to include the residence of John Bembray of the County of Dooly within the limits of the County of Pulaski.

An act for the relief of certain Physicians in this State.

An act to incorporate the Bucks Manufacturing Company, in the County of Schley.

An act to repeal all laws heretofore passed by the General Assembly of the State of Georgia, prohibiting the distillation of corn, wheat, potatoes, rye, peas, &c, into spiritous liquors.

An act to appropriate money to pay D. B. Sandford to

bring up the unfinished business of the late Clerk of the Supreme Court, R. E. Martin, deceased.

An act to authorize the Justices of the Inferior Court of Terrell County to levy and collect a tax for certain purposes.

An act to authorize the Inferior Court of Greene County to levy an extra tax for the purpose of building a bridge across the Oconee river, to repair bridges of said County, and for other purposes.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker :—The Senate have passed over the veto of his Excellency the Governor, by a vote of yeas 27, nays 7, the bill for the relief of the people of Georgia, and to prevent the levy and sale of property under certain circumstances, and within a limited period.

Leave of absence was granted to Mr. Weaver of Clay, to enable him to preach a funeral, and to Mr. Martin of Gwinnett, for the balance of the session after Saturday next, on account of sickness.

On motion the rule was suspended, when Mr. Barnes of Richmond reported a bill to incorporate the Augusta & Summerville Rail Road Company.

Mr. Swearingen of Decatur reported a bill to incorporate the Mechanics Savings Bank of Augusta.

Mr. Harrison of Chatham reported a bill to legalize the appointment of L. J. B. Fairchild County Treasurer of Chatham County.

Leave of absence was granted to Mr. Winningham for the balance of the session.

The House took up the special order, to-wit: the report of the Committee on the bill to be entitled an act to organize a County Court, define its jurisdiction, and for other purposes.

Mr. Adams moved the indefinite postponement of the bill, and called the previous question, which was sustained, and the motion to indefinitely postpone was lost.

Mr. DuBose moved to postpone the bill for the present, which was agreed to.

The House went into Committee of the whole, (Mr. Ridley in the chair,) on the bill to be entitled an act to provide for the raising of a revenue for the political year 1866, and to appropriate money for the support of the Government during said year, and to make certain special appropriations, and having spent some time therein the Committee arose and reported progress, and asked leave to sit again.

On motion the further consideration of the bill was postponed until to-morrow morning, and that portion relative to the Governor's Mansion referred to the Committee on Finance.

Mr. Pottle moved that the House adjourn until 9 o'clock to-morrow morning, upon which motion the ayes and nays were required to be recorded, and resulted in ayes 63, and nays 54.

Those who voted in the affirmative are Messrs:

Adams,	McCutchen,	Stallings,
Atkinson,	McComb,	Starr,
Baker,	Mizell,	Swann,
Benson,	Morell,	Swearingen,
Brown of Early,	Mitchell of Thomas,	Tench,
Brown of Houston,	Moses,	Thomas,
Bush,	Pickett,	Tucker,
Byrd,	Pottle,	Umphrey,
Byington,	Powell,	Usry,
Dorsey,	Ragsdale,	Vason,
Dozier,	Redwine,	Watkins,
Durham,	Reese,	Weaver,
Ellington,	Render,	Wicker,
Fincannon,	Rhodes,	Wilburn,
French,	Rogers,	Williams of Bul-
Glenn,	Roundtree,	loch,
Green,	Russell of Chat-	Williams of Dooly,
Grogan,	ham,	Woods of Floyd,
Hall,	Russell of Musco-	Woodward.
Harden,	gee,	
Hockenhull,	Shaw,	
Johnson of Wilcox,	Shephard,	
Jones, J. B., of	Sims of Newton,	
Burke,	Smith of Clinch,	

Those voting in the negative are Messrs:

Asbury,	Howard of Lump-	McWhorter of
Bennett,	kin,	Oglethorpe,
Boyd,	Hudson,	Morris of Franklin,
Burch,	Humphreys,	Morrow,
Candler,	Hughes of Union,	Mitchell of Gwin-
Colley,	Johnson of Pierce,	nett,
Dixon of Walker,	Jones, J. J., of	Montgomery,
Dixon of Macon,	Burke,	Oates,
Evans,	Maddox of Fulton,	Peeples,
Frost,	Mattox of Elbert,	Phillips,
Gartrell,	Mallard,	Quillian,
Hand,	McDowell of Heard,	Ridley,
Harlan,	McDowell of Pike,	Sale,
Hargett,	McLendon,	Scandrett,
Hicks,	McRae,	Sharp,
Hill,	McWhorter of	Sims of Bartow,
Holliday,	Greene,	Smith of Hancock,

Speer,
Stapleton,
Stanfield,

Stanton,
Stewart,
Willis,

Williams of Bryan,
Wilkerson,
Womble.

Ayes 63, nays 54. So the motion prevailed, and the House adjourned until 9 o'clock to-morrow morning.

WEDNESDAY, MARCH 7TH., 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Leave of absence was granted to Mr. Johnson, of Forsyth, for a few days, on special business.

Mr. Moses, chairman of the committee on the Judiciary, submitted the following report:

Mr. Speaker : The committee on the Judiciary have had the following bills under consideration, and report as follows, to-wit :

A Senate bill to be entitled an act to add an additional clause to the 2531st section of the Code.

Recommend this bill do pass.

Also, a House bill to be entitled an act to establish rules of evidence and of proceedings for ascertaining and adjusting the equities between different creditors and the Banks, and their stockholders.

Recommend this bill do not pass.

Also, a Senate bill to be entitled an act to regulate the proceedings in winding up the insolvent banks of this State, to provide for the distribution of their assets, and the mode of proceeding against the stockholders thereof for their ultimate personal liability for the redemption of their bills, and other obligations under their charters respectively, and extend to them the provisions of an ordinance passed by the people of Georgia in Convention assembled, to authorize the Courts of this State to adjust the equities between parties to contracts made between the first of June, 1861, and the first of June, 1865, and to relieve the officers from certain pains and penalties.

Recommend this bill do pass, with the enclosed amendments.

R. J. MOSES, Chairman.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker : The Senate have passed the bill of the House of Representatives to authorize the payment of certain claims against the Western & Atlantic Railroad, with

an amendment to which they ask the concurrence of the House, which I am instructed to communicate forthwith to this branch of the General Assembly.

Mr. Render, chairman of the Enrolling committee, reported as duly enrolled and ready for the signatures of the Speaker of the House of Representatives and President of the Senate, the following acts and resolutions, to-wit :

An act to authorize the Justices of the Inferior Court of the county of Bulloch to levy and collect an extra tax for the building of a Court House and bridges in said county, and for other purposes.

Also, an act to revive the Military Code of the State of Georgia, as published in the revised Code of Georgia, and to repeal all laws passed since the adoption of said Military Code inconsistent with its provisions, and for other purposes.

Also, an act to change the county of Scriven from the first Congressional District to the fifth Congressional District.

Also, an act to repeal so much of an act entitled an act to add a part of the county of Paulding to the county of Carroll, and a part to the county of Floyd, assented to on the 22nd day of December, 1847, as relates to lots number 520, 591 and 601, in the first district, third section of original Paulding county, and to add lots number 413 and 414, first district and third section of Paulding county to the county of Carroll.

Also, an act to authorize the Justices of the Inferior Court of Clark county to raise money, for certain purposes, by an extra tax or by the issue of bonds.

Also, an act to repeal a repealing act entitled an act to repeal an act, and the acts of which it is amendatory, entitled an act to provide for the indigent, deaf and dumb citizens of this State, and also to provide for the appointment of a Commissioner, to regulate his duties, affix his salary and appropriate money therefor, by increasing annual appropriation, and for other purposes, approved January 13th, 1852, assented to December 15th, 1862.

Also, a resolution requesting His Excellency, the Governor, to instruct the Superintendent of the Western & Atlantic Railroad to give certain aid to farmers, and other persons, upon said Railroad.

Also, a resolution allowing the Secretary of State to employ a Clerk in his office for the purpose of replacing destroyed maps in the Surveyor General's office.

Also, a resolution appointing a committee of sixteen to digest and report a Common School system to the next session of the General Assembly, and for other purposes.

Mr. Render, chairman of the Enrolling committee, reported as duly enrolled and ready for the signatures of the

Speaker of the House of Representatives and President of the Senate, the following acts, &c., to-wit:

An act to incorporate Vulcan Iron & Coal Company, and to confer certain powers and privileges thereon.

Also, an act supplemental to, and explanatory of the 2462nd section of the Code of Georgia, relating to the administration of unrepresented estates.

Also, an act to incorporate the Dawson Manufacturing Company.

Also, an act to incorporate the Atlanta Canal & Water Works Company.

Also, a resolution requesting His Excellency, the Governor, to pardon and let go free Epsey Wood, a convict in the Penitentiary, from the county of Franklin.

Also, an act to amend and alter the charter of the city of Columbus.

Mr. Render, from the committee on Enrollment, reported as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following resolutions and acts, to-wit:

An act to alter and amend the 4293rd section of the Penal Code.

An act amendatory of the law relating to the establishment of lost papers.

An act to amend the 4792nd and 4793rd sections of the Code of Georgia, and for other purposes.

An act to authorize the rendition of certain decrees in equity during vacation, and to legalize certain decrees already rendered.

An act to relieve securities upon bonds for criminal offences committed during the war with the United States upon certain conditions.

An act to carry into effect the ninth clause of section first, article fifth, of the Constitution.

An act to incorporate the Savings Bank of Augusta.

An act to incorporate the Mining, Manufacturing & Improvement company.

An act to incorporate the Georgia Life & Accident Insurance Company of the city of Atlanta.

An act to incorporate the Georgia Express company.

Resolution consolidating select committees.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

Mr. Speaker: The Senate have passed the following bills, to-wit:

A bill to extend the corporate limits of the town of Thom-
asville.

A bill to establish a permanent Board of Education for

the city of Savannah, and to incorporate the same, and for other purposes.

A bill to incorporate the Trenton and Lookout Manufacturing and Mining Company.

A bill to amend chapter fourth of the Code.

The Senate have also passed the following bills of the House of Representatives, to-wit :

A bill to authorize certain sales to be made in other counties in this State than where such sales are now required by law, and when certain kinds of property have been removed out of the State to authorize the sale of the same in the State where it has been removed.

A bill to amend the 4467th section of the Code of Georgia.

A bill to repeal paragraph 183, part 1st, article 4th, chapter 1st, of the Code of Georgia.

A bill to legalize certain marriages in this State.

A bill to declare Olivia Kate Wallace, of the county of Morgan, the adopted child of Stephen B. Jones, late of said county deceased, so as to enable her to take and receive any property or legacy to which she may be entitled by his last will and testament.

A bill to change the line between the counties of Murray and Gordon.

A bill to regulate the distribution of the Common School Fund of the county of Echols, and for other purposes.

A bill to authorize the Ordinaries of this State to administer oaths, and receive compensation therefor.

A bill to incorporate the Atlanta Mining & Rolling Mill company.

A bill to incorporate the Brunswick Improvement Company, passed February 9th, 1856, and to extend the privileges of the same.

A bill to amend an act to incorporate the town of Brunswick, in the county of Glynn, to define its jurisdictional limits, to provide for the election of a Mayor and City Council, and such other officers as may be required, and to confer upon them specific powers.

A bill to change the time of holding the Inferior Court of the county of Lincoln.

A bill to exempt from street duty all persons who now are or hereafter may become active members of either of the existing Hook and Ladder or Fire companies of the city of Atlanta.

A bill to authorize the Inferior Court of Richmond county to levy an extra tax for county purposes.

A bill to incorporate the city of Madison, to prescribe for its government, define its powers, and for other purposes.

A bill for the election of a Superintendent of public roads

and bridges in the counties of Wilkes, Muscogee and Lincoln, and such other counties as may adopt the provisions of this act, and to define his rights and duties, and to repeal all laws inconsistent with this act.

A bill to extend the time for the completion of the Coosa and Chattooga River Railroad.

The Senate have passed the following bills of the House of Representatives, with amendments to which they invite the concurrence of the House, to-wit :

A bill to legalize certain contracts made by Executors, Administrators, Guardians and Trustees, with persons of color and white persons, and authorize the making of such contracts for the future, and prescribe the effect of the same.

A bill to incorporate the Grand Bay Manufacturing company, in the county of Berrien.

A bill to incorporate the Ellijay Mining company of Georgia.

The following bills of the House of Representatives have been rejected by the Senate, to-wit :

A bill to submit the propriety of abolishing the State Penitentiary to the decision of the voters of the State.

A bill to extend the corporate limits of the city of Rome.

Mr. Adams, chairman of the committee on Finance, submitted the following report :

Mr. Speaker: The committee on Finance have had under consideration the general appropriation bill, which they recommend do pass with the following amendments: by filling the blank in the twenty-fourth section with (\$20,000,) twenty thousand dollars; and by adding an additional section, to-wit :

Section —. *Be it further enacted,* That the sum of (\$ 30,) thirty dollars, or so much thereof as may be necessary, be, and the same is hereby appropriated to purchase two books of record for Mr. Sanford, the agent who has been appointed to bring up the unfinished business of the Supreme Court, and that the Governor be authorized to draw his warrant on the Treasury for the same.

F. W. ADAMS, Chairman.

Mr. Adams, chairman of the committee on Finance, submitted the following report:

Mr. Speaker: The committee on Finance have had under consideration the following Senate bills, to-wit :

A bill to be entitled an act to organize and establish an Orphans Home, in this State, which the committee recommend do pass, with the following amendments, to-wit : by striking out the words "at or near the city of Atlanta, or other" and inserting the words "at some," in section first.

Also, a resolution authorizing the officers of the Western & Atlantic Railroad to issue in payment for dues to said road certain change bills issued by the Superintendent under the acts of the General Assembly, assented to December 17th, 1861, and April 6th, 1863, which they recommend do not pass.

They have also had under consideration the general appropriation bill, which they recommend do pass with the following amendments, to-wit:

By filling the blank in the first section, on page second, with "twelve hundred dollars," and by filling the first blank in the third section with "fifty dollars," and the second blank in the same section with "one hundred and fifty dollars."

And further, by striking out the words "thirty thousand" in the ninth line of the tenth section, and by inserting the words "fifty thousand," and in the thirteenth line of the same section strike out "two thousand," and insert "seven thousand," and at the end of the same section add the following words "and the further sum of three thousand three hundred and seventy-five dollars to defray the expenses of the year 1865," which a majority of the committee recommend. And they amend the sixteenth section by inserting the words "the sum of five hundred dollars" before the words "for extra services" in the twelfth line.

And further, by filling the blanks in the seventeenth section with "five hundred dollars," and the blank in the 18th section with "one hundred dollars," and the blank in the 23rd section with "nine dollars," and the blank in the 24th section with "ten thousand dollars," and the blank in the 26th section with "four hundred and forty-seven dollars," and by adding the following sections, to-wit:

Section 27. *Be it further enacted*, That the sum of twelve hundred dollars be, and the same is hereby appropriated to pay the Clerk in the Secretary of State's office as his salary for the year 1866.

Sec. 28. *Be it further enacted*, That the sum of twenty thousand dollars be, and the same is hereby appropriated for the purpose of furnishing maimed indigent soldiers or officers who have been maimed in the service of the State, or in the service of the Confederate States, while a member of any military organization, with an artificial leg or arm.

Sec. 29. *Be it further enacted*, That the sum of one hundred and eighteen dollars and fifty-two cents be and the same is hereby appropriated to pay Johnson & Walker for 215½ yds. of bagging, furnished for the use of the Senate and House of Representatives.

Sec. 30. *Be it further enacted*, That the sum of five hundred dollars each be appropriated to pay Thomas P. Saffold,

Charles S. Jordan, Sr., and O. H. Lochrane, the committee appointed by the Provisional Governor under a resolution of the State Convention.

F W ADAMS, Chairman.

The House resolved itself into committee of the whole, (Mr. Ridley in the chair,) on the bill to be entitled an act to provide for raising a revenue for the political year 1866, and to appropriate money for the support of the government during said year, and to make certain special appropriations, and for other purposes, and having spent some time therein the committee arose and reported the same back to the House with amendments.

On motion said bill was taken up by sections.

The first, second and third sections were agreed to.

Mr. J. J. Jones moved to amend the fourth section by striking out "nine dollars" as *per diem* pay of members, and insert "seven."

Mr. Glenn moved to strike out "nine" and insert "five."

Mr. DuBose moved to divide the question.

The vote was taken upon striking out and the same was lost.

Mr. Gartrell moved to strike out "nine" and insert "six dollars in specie, or its equivalent in currency," which amendment was lost.

The fourth section was agreed to.

Mr. Moses moved to amend the fifth section by striking out the mileage, which was agreed to.

Mr. McWhorter, of Greene, moved to amend the sixth section by striking out "mileage," which was lost.

The seventh, eighth and ninth sections were agreed to.

Mr. Stewart, of Spaulding, moved to amend the tenth section by striking out "fifty thousand dollars" as a pauper fund for the Lunatic Asylum, and inserting in lieu thereof "forty thousand dollars," upon which amendment the ayes and noes were required to be recorded, and resulted in ayes 81, and noes 40.

Those voting in the affirmative are Messrs :

Asbury,	Candler,	Hall,
Baynes,	Cloud,	Hand,
Benson,	Colley,	Harden,
Boyd,	Dickson, of Walker,	Harlan,
Bragg,	Edge,	Hargett,
Brown, of Early,	Ellington,	Hill,
Brown, of Houston,	Evans,	Holliday,
Bush,	Fincannon,	Hockenhull,
Burch,	French,	Hudson,
Byrd,	Grogan,	Humphreys,
Cabaniss,	Gross,	Hughes, of Union,

Johnson of Henry,	Oates,	Stanfield,
Mattox, of Elbert,	Peeples,	Stanton,
Mallard,	Pickett,	Stewart,
McCullough,	Quillian,	Sumner,
McCutchen,	Ragsdale,	Swann,
McDougald,	Redwine,	Tench,
McLendon,	Rhodes,	Thomas,
McWhorter of	Rogers,	Tucker,
Greene,	Roundtree,	Umphrey,
McWhorter of Ogle-	Scandrett,	Vason,
thorpe,	Sharp,	Watkins,
Mizell,	Shaw,	Weaver,
Morris of Franklin,	Shepard,	Wilburn,
Morrow,	Simms, of Newton,	Williams, of Dooly,
Mitchell, of Gwin-	Speer,	Wilkerson,
nett,	Stallings,	Woods, of Floyd,
Montgomery,	Stapleton,	Woodward,

Those who voted in the negative are Messrs :

Adams,	Howard, of Lump-Pottle,	
Atkinson,	kin,	Powell,
Baker,	Johnson, of Pierce,	Reese,
Bennett,	Jones, J. B., of Burke	Ridley;
Cameron,	Jones, J. J., of	Robson,
Dixon, of Macon,	Burke,	Russell of Muscogee,
Dodds,	Kibbee,	Sale,
Dozier,	Maddox, of Fulton,	Sims, of Bartow,
Durham,	Martin,	Smith, of Hancock,
DuBose,	McComb,	Snead,
Gartrell,	McRae,	Starr,
Glenn,	Morrell,	Woods, of Morgan,
Green,	Mitchell, of Thomas,	
Harrison,	Moughon,	
Hicks,	Phillips,	

Ayes 81, noes 40. So the motion prevailed.

Mr. Howard, of Lumpkin, moved further to amend the tenth section, as follows: "and the further sum of three thousand dollars to pay for repairs upon the Lunatic Asylum," which was agreed to.

And the tenth section was agreed to.

Mr. DuBose moved to strike out the eleventh section, which was lost.

The eleventh, twelfth, thirteenth, fourteenth and fifteenth sections were agreed to.

Mr. Tench, of Coweta, moved to amend the sixteenth section by adding "and that the same amount be allowed to W. O. Tuggle, Engrossing Clerk, as allowed to the above mentioned Clerks, which was lost.

The sixteenth, seventeenth, eighteenth and nineteenth sections were agreed to.

Mr. Gartrell moved to amend the twentieth section but withdrew it.

Mr. McWhorter, of Greene, moved to strike out the 20th section, which motion was lost.

The twentieth and twenty-first sections were agreed to.

Mr. McWhorter, of Greene, moved to amend the twenty-second section by striking out "eight thousand dollars" and inserting "six thousand" which motion prevailed.

The twenty-second section as amended was agreed to.

The twenty-third section was agreed to.

Mr. Moses moved to amend the twenth-fourth section by striking out the latter clause thereof, which amendment was lost.

The twenty-fourth, twenty-fifth, twenty-sixth, twenty-seventh, twenty-eighth and twenty-ninth sections were agreed to.

Mr. Moses moved to amend the thirtieth section by striking out "five hundred dollars" and inserting "eight hundred" which amendment was lost.

The thirtieth, thirty-first and thirty-second sections were agreed to.

Mr. Adams moved to amend the thirty-third section as follows:

And be it further enacted, That it shall be the duty of the Governor to audit the account of each witness who was required to appear before the investigating committee composed of Messrs. Lochrane, Saffold and Jordan, and such sum is hereby appropriated as may be necessary to pay their actual expenses. Which was agreed to.

The thirty-third and thirty-fourth sections were agreed to.

Mr. Hill moved to amend by adding an additional section, which amendment was lost.

Mr. Morris, of Franklin, offered an additional section, which was agreed to.

The report of the committee as amended was agreed to, the bill was read the third time and passed, and ordered sent forthwith to the Senate.

The House took up the report of the committee on the bill to organize a County Court, define its jurisdiction, and for other purposes.

The bill was taken up by sections.

Mr. Usry moved to amend the first section by striking out of the second line of the first section the word "shall" and insert the word "may," which was agreed to.

Mr. Usry moved to strike out "May" in the second section, and insert "April," which motion was lost.

Mr. Adams moved to amend the third section by inserting "two hundred dollars to each Judge as a salary to be paid by the State," which was lost.

Mr. Stewart, of Spaulding, moved to amend the fourth section as follows: by striking out the following words "but cannot have a partner who practices in the county" and insert the following "but neither he nor his copartner shall practice law in any proceeding in his own Court, or in any cause in any other Court of which his Court has, or has had, or may have jurisdiction," which amendment was agreed to.

Mr. Pottle moved to amend the sixth section by striking out all the words in the seventh line, beginning "he shall keep an index" down to the word "inspection" inclusive, which amendment was lost.

Pending the consideration of said bill the House took a recess until 3 o'clock, p. m.

3 O'CLOCK, P. M.

The House re-assembled, and took up the unfinished business of the morning session, to-wit: the bill to organize a County Court, define its jurisdiction, and for other purposes.

Mr. Adams moved to amend the tenth section by requiring the Judge of said Court to hold daily sessions, which motion was lost.

Mr. J. B. Jones moved to amend by striking out the words "on the same days as the Inferior Courts are now held," and insert "the day after the days on which the Inferior Courts are now held," which amendment was lost.

Mr. Adams moved to amend the nineteenth section by exempting from Jury duty members of the Legislature, which motion was lost.

Mr. Adams moved to strike out the proviso in the thirty-eighth section, which motion was lost.

Mr. Russell, of Chatham, moved to amend the forty-first section by striking out the words "and after his election shall reside in the county" and insert "in any county where there is no practicing attorney, any attorney residing out of the county may be elected by the voters in said county, and the said attorney so elected shall be entitled to act and prosecute all actions in said county as Solicitor without being compelled to reside in the county." Which amendment was lost.

Mr. Russell, of Chatham, moved to amend the forty-fifth section by striking out Chatham county, which amendment was agreed to.

Mr. McWhorter, of Greene, moved to amend said section by striking out Bibb county, which motion prevailed.

Mr. Adams moved further to amend by adding the following :

“The provisions of this act shall not go into effect until after the operations of the Freedman’s Bureau have ceased within the limits of this State.” Which amendment was lost.

The previous question was called and sustained, the report of the committee as amended was agreed to, and upon the passage of the bill the ayes and noes were required to be recorded, and resulted in ayes 78, and noes 51.

Those who voted in the affirmative are Messrs :

Baker,	Howard, of Bartow,	Reese,
Bennett,	Hockenhull,	Render,
Benson,	Humphreys,	Ridley,
Bragg,	Hughes of Union,	Robson,
Brown, of Houston,	Johnson, of Wilcox,	Russell, of Musco-
Brock,	Jones, J. J., of	gee,
Bush,	Burke,	Sale,
Burch,	Lawson,	Shepard,
Byrd,	Maddox, of Fulton,	Sims, of Bartow,
Candler,	Mallard,	Simms, of Newton,
Dixon, of Macon,	McCullough,	Snead,
Dodds,	McCutchen,	Speer,
Edge,	McDowell, of Heard,	Stallings,
Ellington,	McDowell, of Pike,	Stanton,
Evans,	McLendon,	Stewart,
Fincannon,	McRae,	Swearingen,
Gartrell,	Morrell,	Thomas,
Glenn,	Morrow,	Umphrey,
Green,	Montgomery,	Wicker,
Grogan,	Moses,	Wilburn,
Hand,	Oates,	Willis,
Harlan,	Peeples,	Williams, of Dooly,
Hicks,	Pickett,	Wilkerson,
Hill,	Phillips,	Woods, of Floyd,
Holliday,	Powell,	Woods, of Morgan,
Howard, of Lump-	Quillian,	Womble.
kin,	Redwine,	

Those voting in the negative are Messrs :

Adams,	Byington,	Durham,
Asbury,	Cabaniss,	DuBose,
Atkinson,	Cameron,	French,
Barnes,	Cloud,	Gross,
Baynes,	Colley,	Gunnells,
Boyd,	Dickson, of Walker,	Harrison,
Brown, of Early,	Dorsey,	Harden,

Hargett,	Mizell,	Smith, of Hancock,
Hudson,	Morris, of Franklin,	Stapleton,
Johnson, of Henry,	Mitchell,	Stanfield,
Johnson of Pierce,	of Gwinett,	Sumner,
Jones, J. B., of	Ragsdale,	Swann,
Burke,	Rhodes,	Tucker,
Kibbee,	Rogers,	Watkins,
Mattox, of Elbert,	Roundtree,	Williams, of Bryan,
Martin,	Russell of Chatham,	Williams of Bulloch,
McComb,	Scandrett,	Woodward,
McWhorter,	Sharp,	
of Greene.	Shaw,	

Ayes 78, noes 51.

So the bill was passed, and ordered to be sent forthwith to the Senate.

On motion the special order was suspended, and the House took up the Senate bill entitled an act for the relief of the people of Georgia, and to prevent the levy and sale of property under certain circumstances, and within a limited period, which had been vetoed by the Governor, and passed over that veto in the Senate by a constitutional majority.

Mr. McWhorter, of Greene, moved that the consideration of the bill be postponed until to-morrow, which motion was lost.

Mr. Moses moved its postponement for the present, which motion prevailed.

The House took up the report of the committee on the bill to incorporate the Union Express Company.

Mr. Moses offered as an amendment an additional section.

Mr. J. J. Jones moved the indefinite postponement of the bill and amendments.

The previous question was called and sustained, and the motion to indefinitely postpone prevailed.

On motion the House took a recess until 7 o'clock, p. m.

7 O'CLOCK, P. M.

The House re-assembled.

The bill to incorporate the Augusta & Summerville Railroad company was read the second time and committed for a third reading.

Also, a bill to legalize the appointment of L. J. B. Fairchild as county Treasurer of Chatham county.

The bill to incorporate the Mechanics Savings Bank, of Augusta, was read the second time, and referred to the committee on Banks.

The bill to incorporate the Georgia Land & Lumber company was read the second time, and referred to the committee on Manufactures.

The bill to create a lien on the crop for money advanced, &c., was read the second time, and referred to the committee on the Judiciary.

The bill for the relief of Dickerson Talliaferro was read the second time, and committed for a third reading.

Also, the bill to incorporate the town of Stilesboro, in Bartow county.

The following bills were read the third time and lost, to-wit:

A bill to repeal an act assented to March 21st, 1864, and to re-enact the former laws in regard to publishing the decisions of the Supreme Court.

Also, a bill to relieve Tax Collectors for the year 1865, from the obligation of their bonds.

Also, a bill to amend the Code of Georgia, and add additional sections thereto.

Also, a bill to amend the 291st section of the Code of Georgia.

Also, a bill to alter and amend part 4, title 7, paragraph 4532, of the Penal Code of Georgia.

Also, a bill to alter and amend the 1564th section of the Code of Georgia in relation to peddlers.

The House took up the report of the committee on the bill to extend the Charter of the Roswell Manufacturing company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of Jasper J. Owen and William Owen, of the county of Franklin.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the 3988th section of the Code.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to legalize and make valid acts of Notaries Public in this State, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the 3604th section of the Code.

The report was agreed to, the bill was read the third time and passed.

The committee on Agriculture & Internal Improvements have had under consideration the following bill which they return to the House without recommendation :

A bill to be entitled an act to incorporate the Atlanta Street Railroad company, and for other purposes.

Also, the following bill, to-wit :

A bill to be entitled an act to incorporate a company for the purpose of laying down carriage railways in certain streets of Savannah for operating the same, under grant or ordinance of the City Council of said city, and for other purposes, and a majority of said committee recommend that it do not pass.

J. B. JONES, Chairman.

The House took up the Senate amendments to the following bills, and concurred in the same, to-wit :

A bill to incorporate the Muscogee Insurance & Industrial Association.

Also, a bill to incorporate the Georgia Petroleum & Mining company.

Also, a bill to incorporate the Georgia Manufacturing & Paper Mill company.

Also, a bill to authorize the payment of certain claims against the Western & Atlantic Railroad.

Also, a bill to compel Railroad, Steamboat and Express companies to furnish parties receipts for articles delivered, and to prescribe the penalty for refusal.

Also, a bill for the relief of Administrators, Executors, Guardians and Trustees, in certain cases.

Also, a bill to legalize certain contracts made by Executors, Administrators, Guardians and Trustees, with persons of color and white persons, and authorize the making of such contracts for the future, and prescribe the effect of the same. Disagreed to.

Also, a bill to alter and amend the several acts incorporating the city of Atlanta, in Fulton county.

Also, a bill to incorporate the Grand Bay Manufacturing company, in the county of Berrien.

Also, a bill to incorporate the Elijay Mining Company, of Georgia.

Also, a bill to incorporate the Fort Valley Mining Company.

Also, a bill to allow parties time to make out writs of *Certiorari* in certain cases.

Also, a bill to repeal an act entitled an act to legalize the proceedings of the southern stockholders of the Brunswick & Florida Railroad Company, to change the name of said company, &c.

Also, a bill to incorporate the North Western Mining Company.

Also, a bill to incorporate the Southern Mining Company.

The House took up the report of the committee on the bill to amend an act entitled an act to incorporate the Georgia Home Insurance company.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to appoint new commissioners for the town of Hardwick, to incorporate the same, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The bill to establish a Military School at Fort Valley, in this State, to be called the Georgia Military Institute, and to merge the State's interest in the school formerly established at Marietta, in the school by this act created, was indefinitely postponed.

The bill to enlarge the rules of evidence in certain cases in all Courts of law and equity in this State, was withdrawn.

The bill to alter and amend the laws of this State in relation to the Inferior Courts, and the Justices thereof, was read the third time and lost.

The bill to amend and repeal section 1955 of the Code of Georgia was laid on the table for the present.

Also, the Senate bill to define the term "persons of color," and to declare the rights of such persons, was laid on the table for the present.

The Senate bill to make valid private contracts entered into and executed during the war against the United States and to authorize the Courts of this State to adjust the equities between parties to contracts made but not executed, and to authorize settlements of such contracts by persons acting in a fiduciary capacity, was read the second time, and committed for a third reading.

The House concurred in the Senate amendment to the bill to incorporate the Lookout Valley Company.

The following Senate bills were read the first time, to-wit:

A bill to incorporate the Metcalfe Manufacturing company.

Also, a bill to alter and amend sections 1338, 1339, 1340, 1341, 1343, 1351 and 1353, chapter 4th, of the Code of Georgia.

Also, a bill to prevent the consumption of grain by distillers and manufacturers of spirituous liquors in this State, and provide for the seizure and confiscation of distilleries.

A bill to donate the Okefenokee Swamp lands belonging to the State of Georgia as a permanent endowment to the Georgia State Orphan Home.

Also, a bill to authorize the transfer of all civil cases now on the dockets of the Inferior Courts to the County Courts.

Also, a bill accepting for the State of Georgia the donation by the United States of certain lands to the several States and Territories, upon certain conditions, &c.

Also, a bill to extend the corporate limits of the town of Thomasville.

Also, a bill to alter and amend the Penal Code of Georgia.

Also, a bill to repeal section 285, excepting the — clause thereof, and also to repeal the first, second and third clauses of section 287, of the Code of Georgia.

Also, a bill to amend the eleventh section of the charter of the Macon & Western Railroad company.

Also, a bill to amend the laws of this State concerning the retail of spirituous and malt liquors.

Also, a bill to define and regulate Court contracts, and prescribe the manner of enforcing the same in the County Courts.

Also, a bill to incorporate the Madison Petroleum Company, of Georgia.

Also, a bill to incorporate the Trenton and Lookout Mining, Manufacturing and Petroleum company.

On motion the House adjourned until 9 o'clock, to-morrow morning.

THURSDAY, MARCH 8TH, 1866. }
9 O'clock, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Moses moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House on the bill to incorporate the Union Express Company; which motion was lost.

Mr. Russell of Chatham moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House upon the bill to amend an act to incorporate the Georgia Home Insurance Company; which motion prevailed, and said bill was taken up and amended by striking out the name "Home" in the bill, and insert "citizen" in lieu thereof, and as amended was passed.

The following message was received from the Senate by Mr. Weems their Secretary, to-wit:

Mr. Speaker:—The Senate have passed a bill to alter and

amend chapter 4th, article 1st, part 2nd, title 2nd, of the Code of Georgia, in relation to indented servants and apprentices.

The Senate have also passed the following bills of the House of Representatives, to-wit:

A bill to authorize any Sheriff or Constable in any County in this State to make arrests in any County in this State, without regard to the residence of the arresting officer.

The Senate have also concurred in the amendment of the House of Representatives to the bill of the Senate to alter and amend the 4275th section of the 5th division of the Penal Code, also to alter and amend the 4285th section of the same division.

The Senate have also agreed to a joint Resolution authorizing the Comptroller General to audit certain claims for printing and publishing, to which they ask the concurrence of the House of Representatives.

The Senate have passed the following bills of the House of Representatives, with amendments, to which they invite the concurrence of the House, to-wit:

A bill to provide for the payment of teachers of common schools for the year 1865.

A bill to add an additional clause to the 1540th section of the Code of Georgia.

The following bills and Resolution of the House of Representatives have been rejected by the Senate, to-wit:

A bill to extend the corporate limits of the city of Rome.

A bill to fix the jail fees for dieting prisoners.

A resolution requiring the Superintendent of the Western & Atlantic Rail Road, to report to the next General Assembly the quantity of Rail Road iron in its possession, belonging to the Brunswick & Florida Rail Road.

Mr. Render, from the Committee on Enrolment, reported as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives, the following resolutions and acts, to-wit.

An act to alter and amend the 4275th section of the fifth division of the Penal Code, and to alter and amend the 4285th section of the same division.

HOUSE OF REPRESENTATIVES, }
March 7th, 1866. }

Mr. Speaker :

The Committee to whom was referred an act to be entitled an act to incorporate the Chattahoochee Manufactur-

ing Company have had the same under consideration, and report it back without recommendation.

Also, an act to be entitled an act to incorporate the Alabama & Georgia Manufacturing Company, which they also report without recommendation.

All of which is respectfully submitted.

JAMES D. STEWART,

Chairman Committee.

On motion the special order was postponed for the present.

Mr. Green, from the joint special Committee to whom was referred a special message of his Excellency the Governor upon the relief of the suffering poor, reported an additional section to the General Appropriation bill, which they recommend do pass, as the best method of solving all the difficulties on the subject.

The House took up the report of the Committee on the bill to legalize the appointment of L. J. B. Fairchild as County Treasurer of Chatham County.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to incorporate the Augusta & Summerville Rail Road Company.

Mr. Barnes moved to amend by adding the following corporators: Alfred Baker, Henry Moore, Joseph B. Cumming, and Benjamin N. Hall.

The report of the Committee as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill for the relief of Dickerson Taliaferro.

The report was agreed to, the bill was read the third time and passed.

The bill to incorporate the Atlanta Street Rail Road Company, and for other purposes, was indefinitely postponed.

The House took up the report of the Committee on the bill to define the liability of Executors, Administrators, Guardians, and Trustees, and regulate settlements with the same.

The report of the Committee was agreed to, the bill was read the third time and passed.

On motion of Mr. Johnston of Pierce it was resolved that all bills passed to-day shall be sent to the Senate, unless notice is given that a motion will be made to reconsider.

The House took up the report of the committee on the bill requiring costs to be paid in advance in certain cases.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to authorize the Inferior Court of Pickens County to apply certain moneys to the building of a jail, or otherwise, as in their judgment will be to the best interest of the County, for which the Committee had reported a substitute.

The substitute was amended.

The report of the Committee as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to incorporate the town of Stilesboro, in Bartow County.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill authorizing Ordinaries to issue temporary letters of administration, and only require bond and security for double the amount of the property other than real estate, and to authorize such administrators to sell personal property when it is made to appear to be to the interest of the estate.

The report of the Committee was agreed to, the bill was read the third time and passed.

The bill to authorize the Inferior Courts of this State to purchase a farm for paupers was read the third time and lost.

The House took up the report of the Committee on the bill to incorporate a Company for the purpose of laying down carriage railways in certain streets of Savannah, for operating the same under grant or ordinance of the City Council of the city, and for other purposes.

Mr. Harrison of Chatham offered several amendments, which were agreed to.

The report of the Committee as amended was agreed to, the bill was read the third time and passed.

The following message was received from the Senate through Mr. Weems their Secretary, to-wit:

Mr. Speaker:—The Senate have passed the following bills of the House of Representatives, to-wit:

A bill to compensate Ebenezer Starnes, L. E. Bleckley, Wm. Hope Hull, and Samuel Barnett, Esqs., Commissioners, &c.

A bill to authorize the Inferior Court of Randolph County to issue bonds, and for other purposes.

A bill to authorize the Governor, under certain circumstances, to arrest the State tax upon land for the year 1866.

A bill to change the line between the Counties of Muscogee and Chattahoochee, so as to make the Upatoi Creek to the Chattahoochee River, the dividing line.

A bill to fix the amount of compensation the officers and members of the General Assembly shall receive, until otherwise altered by law.

A bill to authorize the Inferior Court of Thomas County, and of the County of Liberty, to levy and collect a tax for certain purposes.

A bill to increase the pay of the Compiler, and provide for the early distribution of the laws.

A bill to authorize the Superintendent of the Western & Atlantic Rail Road, and the Treasurer of the State, to execute a bond for the payment of certain purchases from the United States, and to pledge the faith of the State for the payment thereof.

A bill to alter and amend the charter of the town of Sparta, in the County of Hancock, so as to allow the Commissioners thereof to increase the license fees for the retail of spirituous liquors.

A bill to repeal all laws making it penal for the people of this State to receive and circulate United States' currency.

A bill for the relief of Miley Howard, former wife of Simon P. Howard, of Pierce County, Georgia.

A bill to allow Clerks of the Superior and Inferior Courts of McIntosh County to keep their offices more than one mile from the Court House.

A bill to alter and amend section 1290 of the Code of Georgia.

A bill to consolidate and amend the several acts incorporating the town of Bainbridge, in the County of Decatur, and to grant certain privileges to the same.

A bill to incorporate the town of Springfield, to appoint Commissioners for the same, and for other purposes therein mentioned.

A bill to authorize the Chatham Academy, the Free School, and the Union Society, to sell their interest in certain vacant lands in Chatham County appropriated to them by an act of the General Assembly, assented to December 29th, 1829, and for other purposes.

A bill to incorporate the Brunswick & Altamaha Canal Company.

A bill to repeal so much of the 1655th section of the Code of Georgia, as prohibits the marriage of persons within the fourth degree of consanguinity.

A bill for the relief of John S. Edmondson, of the County of Wilkes, and for other purposes.

A bill to authorize the Inferior Court of Bartow County to issue bonds to raise revenue for County purposes.

A bill to incorporate the Carroll Manufacturing Company, and for other purposes.

A bill to alter and amend part 2nd, title 6, chapter 2nd, section 2416, of the Code of Georgia.

A bill for the relief of Moses G. Collins.

Mr. Moses, Chairman of the Committee on the Judiciary, submitted the following report:

Mr. Speaker :—The Committee on the Judiciary have had the following bills under consideration, and report as follows :

A bill to be entitled an act to regulate the manner of convicts laboring upon public works, and define the powers and duties of the Inferior Court and Governor touching the same, and for other purposes therein mentioned ; recommend this bill do pass.

Also, a bill to be entitled an act for the relief of George Cox, of Whitfield County ; recommend this bill do pass, with the following amendment : by adding “upon payment of all costs which may have accrued upon said judgment.”

Also, a bill to be entitled an act to repeal section 4423, section 4424, of the Code of Georgia. The Committee recommend a substitute, which they recommend do pass in lieu of the original.

Also, a Resolution to authorize the refunding of certain money to William F. Groves, of Marietta ; recommend this bill do not pass.

Also, a Senate bill to be entitled an act to allow the redemption of real estate sold under execution within a specified time ; recommend this bill do pass.

Also, a Senate bill to be entitled an act to carry into effect the 7th section of the 2nd article of the Constitution of this State, to prescribe the mode by which private corporations may be created by the Courts, and for other purposes. The Committee recommend this bill be laid on the table for the present.

Also, a Senate bill to be entitled an act to amend the tax laws of this State, and to define the duties of Receivers of Tax Returns, and the Comptroller General, in certain cases ; recommend this bill do not pass.

Also, a Senate bill to be entitled an act to authorize the introduction of oral evidence, to establish advancements of real estate in certain cases, and to define the mode of proceeding whereby the title to real estate may be secured and quieted ; recommend this bill do not pass.

Also, a Senate bill to be entitled an act to exonerate Sheriffs and their deputies and other collecting officers from liability in certain cases. The Committee report a substitute, which they recommend do pass in lieu of the original bill.

R. J. MOSES,
Chairman.

Mr. Render, chairman of the Enrolling Committee, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives and President of the Senate, the following acts, to-wit:

An act to extend the time for the completion of the Coosa & Chattooga River Rail Road.

Also, an act to authorize the Inferior Court of Richmond County to levy an extra tax for County purposes.

Also, an act to exempt from street duty all persons who now are or hereafter may become active members of either of the existing Hook & Ladder or Fire Companies of the city of Atlanta.

Also, an act to declare Olivia Kate Wallace, of the County of Morgan, the adopted child of Stephen B. Jones, late of said County, deceased, so as to enable her to take and receive any property or legacy to which she may be entitled by his last will and testament.

Also, an act to incorporate the Atlanta Mining & Rolling Mill Company.

Also, an act to regulate the distribution of the Common School fund of the County of Echols, and for other purposes.

Also, an act to amend an act to incorporate the town of Brunswick, in the County of Glynn, to define its jurisdictional limits, to provide for the election of a Mayor and City Council, and such other officers as may be required, and confer upon them specific powers, and for other purposes therein mentioned.

Also, an act to change the time of holding the Inferior Court of the County of Lincoln.

Also, an act to amend the 4467th section of the Code of Georgia.

Also, an act to legalize certain marriages in this State.

Also, an act to authorize certain sales to be made in other Counties in this State, than where such sales are now required by law, and when certain kinds of property have been removed out of the State to authorize the sales of the same in the State where it has been removed.

And an act to amend an act to incorporate the Brunswick Improvement Company, passed on the 9th February, 1856, and to extend the privileges of the same.

Also, an act to authorize the several Ordinaries of this State to administer oaths, and to receive compensation therefor.

Also, an act to change the line between the Counties of Murray and Gordon.

Also, an act to repeal paragraph 183, of part 1st, title 4th, chapter 1st, of the Code of Georgia.

Also, an act for the election of a Superintendent of pub-

lic roads and bridges, in the Counties of Wilkes, Muscogee, and Lincoln, and such other Counties as may adopt the provisions of this act, and to define his rights and duties, and to repeal all laws inconsistent with this act.

The House took up the report of the Committee on the bill to incorporate the Georgia & Alabama Manufacturing Company.

Mr. Moses offered an amendment, which was agreed to.

Mr. Stewart offered three additional sections, by way of amendment, which was agreed to.

The report as amended was agreed to, the bill was read the third time and passed.

Mr. Hudson gave notice that he would move a reconsideration, but afterwards withdrew the motion.

On motion of Mr. Moses the rule was suspended, when he introduced a bill to regulate Rail Roads, and prevent extortion by Express Companies, and to regulate the charges of the same.

The House took up the report of the Committee on the bill to repeal sections 4423 and 4424 of the Code of Georgia, for which the Committee had reported a substitute.

The report of the Committee was agreed to, the bill was read the third time, and on its passage the ayes and nays were required to be recorded, and resulted in ayes 74, and nays 60.

Those who voted in the affirmative are Messrs :

Adams,	Hand,	Mitchell of Thomas,
Barnes,	Harrison,	Montgomery,
Benson,	Harlan,	Moses,
Boyd,	Hill,	Moughon,
Bragg,	Holliday,	Pickett,
Brown of Early,	Howard of Bartow,	Phillips,
Cabiness,	Howard of Lump-	Powell,
Candler,	kin,	Redwine,
Colley,	Hockenhull,	Reese,
Dickson of Walker,	Johnston of Pierce,	Render,
Dixon of Macon,	Jones, J. J., of	Ridley,
Dodds,	Burke,	Robson,
Dorsey,	Lawson,	Roundtree,
Durham,	Maddox, of Fulton,	Russell of Chatham,
DuBose,	Mattox of Elbert,	Russell of Musco-
Evins,	Martin,	gee,
Fincannon,	McComb,	Sale,
French,	McDougald,	Shaw,
Frost,	McWhorter of	Simms, of Bartow,
Green,	Greene,	Simms of Newton,
Gross,	Morris of Frank-	Smith, of Hancock,
Hall,	lin,	Snead,

Stapleton,	Tucker,	Williams of Bul-
Stanfield,	Usry,	loch,
Starr,	Vason,	Woods of Morgan,
Stewart,	Watkins,	Woodward.
Tench,	Wicker,	

Those voting in the negative are Messrs:

Asbury,	Hughes of Union,	Quillian,
Atkinson,	Johnson of Forsyth,	Ragsdale,
Baker,	Johnson of Henry,	Rhodes,
Baynes,	Jones, J. B., of	Rogers,
Bennett,	Burke,	Scandrett,
Brown of Houston,	Mallard,	Sharp,
Brock,	McCullough,	Shepard,
Bush,	McCutchen,	Speer,
Bush,	McDowell of	Stanton,
Byrd,	Heard,	Sumner,
Byington,	McDowell of Pike,	Swann,
Cameron,	McLendon,	Swearingen
Cloud,	McRae,	Thomas,
Ellington,	McWhorter of Ogle-	Umphrey,
Gartrell,	thorpe,	Weaver,
Glenn,	Mizell,	Wilburn,
Grogan,	Morrow,	Willis,
Harden,	Mitchell of Gwin-	Williams of Bryan,
Hargett,	nett,	Williams of Dooly,
Hicks,	Oates,	Wilkerson,
Hudson,	Peeples,	Woods of Floyd.
Humphreys,	Pottle,	

Ayes 74, nays 60. So the bill was passed.

On motion the House took up the bill for the relief of the people of Georgia, and to prevent the levy and sale of property under certain circumstances, and within a limited period, which had been vetoed by the Governor, and passed in the Senate over the veto by a Constitutional majority.

Said bill was put upon its passage, and a two-third vote being necessary therefor, the ayes and nays were required to be recorded, and resulted in ayes 124, and nays 8.

Those voting in the affirmative are Messrs:

Adams,	Brown of Early,	Candler,
Asbury,	Brown of Houston,	Cloud,
Atkinson,	Brock,	Colley,
Baker,	Bush,	Dickson of Walker,
Barnes,	Burch,	Dixon of Macon,
Baynes,	Byrd,	Dodds,
Bennett,	Byington,	Dorsey,
Benson,	Cabaniss,	Durham,
Bragg,	Cameron,	DuBose,

Evans,	McCutchen,	Sale,
French,	McComb,	Scandrett,
Frost,	McDowell of Heard,	Shaw,
Gartrell,	McDowell of Pike,	Shepherd,
Glenn,	McDougald,	Simms of Bartow,
Green,	McLendon,	Simms of Newton,
Grogan,	McRae,	Smith of Hancock,
Gross,	McWhorter of	Snead,
Hall,	Greene,	Stallings,
Hand,	McWhorter of	Stapleton,
Harrison,	Oglethorpe,	Stanfield,
Harden,	Mitchell of Gwin-	Starr,
Harlan,	nett,	Stanton,
Hargett,	Mitchell of Thomas,	Stewart,
Hicks,	Montgomery,	Sumner,
Hill,	Moses,	Swann,
Holliday,	Moughon,	Swearingen,
Howard of Bartow,	Oates,	Tench,
Howard of Lump-	Peeples,	Thomas,
kin,	Pickett,	Tucker,
Hockenhull,	Phillips,	Usry,
Hudson,	Pottle,	Vason,
Humphreys,	Powell,	Watkins,
Hughes of Union,	Quillian,	Weaver,
Johnson of Forsyth,	Ragsdale,	Wicker,
Johnson of Pierce,	Redwine,	Wilburn,
Johnson of Wilcox,	Reese,	Willis,
Jones, J. B., of	Render,	Williams of Bryan,
Burke,	Rhodes,	Williams of Bulloch,
Jones, J. J., of	Ridley,	Williams of Dooly,
of Burke,	Rogers,	Wilkerson,
Lawson,	Roundtree,	Woods of Floyd,
Maddox of Fulton,	Russell of Chatham,	Woodward,
Mattox of Elbert,	Russell of Musco-	Womble.
McCullough,	gee,	

Those voting in the negative are Messrs:

Ellington,	Morris of Franklin,	Umphrey,
Mallard,	Morrow,	Woods of Morgan.
Mizell,	Robson,	

Ayes 124, nays 8. So the bill was passed by a Constitutional majority over the Governor's veto.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have passed the following bill, to-wit:

A bill to repeal an act entitled an act to alter and amend an act entitled an act to incorporate the town of Hawkinsville, in the County of Pulaski, to appoint commissioners

for the same, and to confer certain powers upon said commissioners. Also, to incorporate the town of Grooverville, in Brooks County, and for other purposes, and to revive the 12th section of said last above recited act.

The Senate have also passed the following bills of the House of Representatives. to-wit:

A bill to incorporate the Yonah Gold Company.

A bill to incorporate the Eagle & Phoenix Manufacturing Company, of Columbus, Georgia.

A bill to incorporate the Oostanaula Steamboat Company, with powers of Insurance.

A bill to incorporate the Cuthbert Manufacturing Company, and to confer certain powers and privileges thereon.

A bill to incorporate the Augusta Mutual Insurance Company.

A bill to alter and amend the 4435th section of the Penal Code of Georgia.

A bill to alter and amend section 1307 of 3rd article of the Code of Georgia.

A bill to alter the rules of evidence in certain cases.

A bill to amend an act assented to December 12th, 1863, amendatory of the 2480th section of the revised Code of Georgia.

A bill making provision for a division in kind of lands belonging to the estates of deceased persons, and lying in several Counties, and to protect the rights of minor distributees in the same.

A bill to amend an act entitled an act to incorporate an Insurance Company in the city of Augusta, to be called the Commercial Insurance Company of Augusta, assented to April 18th, 1863.

A bill to authorize the Judges of the Superior Courts of this State to designate the place of holding their Courts in those Counties in which the Court Houses have been destroyed, until the rebuilding of the same.

A bill to define and provide for proving the time from which records shall be counted in cases where the recording has been, or may hereafter be delayed from the want of books in the proper office.

The following message was received from the Senate through Mr. Weems their Secretary, to-wit:

Mr. Speaker:—The Senate have passed, by a Constitutional majority, a bill of the House of Representatives to incorporate the Savings Bank of Savannah.

The Senate have also passed the following bills of the House of Representatives, with amendments, to which the concurrence of the House of Representatives is respectfully solicited:

A bill to incorporate the Gordon Mining & Manufacturing Company.

A bill for the relief of maimed indigent soldiers and officers, citizens of this State who belonged to military organizations in State or Confederate States' armies.

A bill to incorporate the Gate City Insurance Company.

The following bill of the House of Representatives has been rejected by the Senate, to-wit :

A bill to change the line between the Counties of Jasper and Putnam, so as to include the residences of Cullen R. Ezell, Henry W. Roby, and John Cardell, in the County of Jasper.

Leave of absence was granted to Mr. Morell of Effingham, for to-day, on special business, and to Mr. Stallings of Coweta, for the balance of the session after to-day, on account of sickness in his family.

On motion the House took a recess until 3 o'clock P. M.

3 O'CLOCK, P. M.

The House re-assembled and took up the bill to exempt from levy and sale certain property of every debtor in this State, and for other purposes, which had been passed by the House with amendments, which had been disagreed to by the Senate. The House insisted on its amendments.

The House took up the report of the Committee on the bill to regulate the manner of convicts laboring upon public works, and define the powers and duties of the Inferior Court and Governor touching the same, and for other purposes therein mentioned.

After various propositions the blank for the salary of the Superintendent was filled with "one thousand dollars."

The report as amended was agreed to, the bill was read the third time, and on its passage the ayes and nays were required to be recorded, and resulted in ayes 72, nays 52.

Those who voted in the affirmative are Messrs :

Asbury,	Dodds,	Holliday,
Atkinson,	Evans,	Howard of Bartow,
Baker,	Frost,	Howard of Lump-
Barnes,	Green,	kin,
Baynes,	Gross,	Hockenhull,
Bennett,	Hall,	Jones, J. B., of
Boyd,	Hand,	Burke,
Brown of Early,	Harrison,	Jones, J. J., of
Brown of Houston,	Hargett,	Burke,
Colley,	Hicks,	Lawson,

Mattox of Elbert,	Moses,	Sims of Bartow,
Mallard,	Moughon.	Simms, of Newton,
Martin,	Pickett,	Smith of Hancock,
McCullough,	Phillips,	Snead,
McCutchen,	Reese,	Stapleton,
McComb,	Render,	Starr,
McDowell of Pike,	Ridley,	Stewart,
McDougald,	Robson,	Tucker,
McRae,	Roundtree,	Umphrey,
McWhorter of Ogle-	Russell of Chatham,	Usry,
thorpe,	Russell of Musco-	Vason,
Morris of Franklin,	gee,	Weaver,
Morrow,	Sale,	Wicker,
Mitchell of Gwin-	Sharp,	Williams of Bryan,
nett,	Shaw,	Wilkerson.
Mitchell of Thomas,	Shepherd,	

Those voting in the negative are Messrs :

Adams,	Grogan,	Quillian,
Benson,	Gunnells,	Ragsdale,
Bragg,	Harden,	Redwine,
Burch,	Harlan,	Rhodes,
Byrd,	Hill,	Rogers,
Byington,	Humphreys,	Scandrett,
Cameron,	Hughes of Union,	Stanfield,
Candler,	Johnson of Henry,	Stanton,
Cloud,	Johnson of Pierce,	Sumner,
Dickson of Walker,	Maddox of Fulton,	Swann,
Dorsey,	McDowell of Heard,	Swearingen,
Durham,	McLendon,	Thomas,
Edge,	McWhorter of	Williams of Bul-
Ellington,	Greene,	loch,
Fincannon,	Mizell,	Williams of Dooly,
French,	Montgomery,	Woods of Floyd,
Gartrell,	Oates,	Woods of Morgan,
Glenn,	Pottle,	Womble.

Ayes 71, nays 52. So the bill was passed.

The House took up the report of the Committee on the bill for the relief of George Cox of Whitfield County.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to incorporate the Chattahoochee Manufacturing Company.

Mr. Hudson of Harris offered three additional sections by way of amendment, which were agreed to.

The report of the Committee as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the

bill to incorporate the Mechanics Savings Bank of Augusta.

The report of the Committee was agreed to, the bill was read the third time, and on its passage the ayes and nays were required to be recorded, and resulted in ayes 93 and nays 18.

Those who voted in the affirmative are Messrs:

Asbury,	Humphreys,	Russell of Chatham,
Baker,	Lawson,	Sale,
Barnes,	Mallard,	Scandrett,
Bennett,	McCullough,	Sharp,
Benson,	McCutchen,	Shaw,
Brown of Early,	McComb,	Shepard,
Brown of Houston,	McDowell of Heard,	Sims of Bartow,
Byrd,	McDougald,	Smith of Hancock,
Cameron,	McLendon,	Snead,
Colley,	McRae,	Stapleton,
Dixon of Macon,	Mizell,	Stanfield,
Durham,	Morris of Franklin,	Starr,
DuBose,	Morrow,	Stanfon,
Edge,	Mitchell of Gwin-	Stewart,
Ellington,	nett,	Sumner,
French,	Mitchell of Thomas,	Swann,
Frost,	Moses,	Swearingen,
Gartrell,	Moughon,	Tench,
Glenn,	Oates,	Thomas,
Green,	Pickett,	Tucker,
Grogan,	Phillips,	Usry,
Gross,	Pottle,	Vason,
Gunnells,	Ragsdale,	Weaver,
Hall,	Redwine,	Wicker,
Hand,	Reese,	Willis,
Harrison,	Render,	Williams of Bryan,
Harden,	Rhodes,	Williams, of Bul-
Hill,	Ridley,	loch,
Holliday,	Robson,	Wilkerson,
Howard of Lump-	Rogers,	Woods of Floyd,
kin,	Russell of Musco-	Woods of Morgan,
Hockenbuhl,	gee,	Womble.

Those voting in the negative are Messrs:

Burch,	Hughes, of Union,	Martin,
Candler,	Johnson of Henry,	McWhorter of Ogle-
Cloud,	Jones, J. J., of	thorpe,
Dickson of Walker,	Burke,	Montgomery,
Harlan,	Kibbee,	Quillian,
Hargett,	Maddox of Fulton,	Umphrey.
Hicks,	Mattox of Elbert,	

Ayes 93, nays 18. Two-thirds having voted in the affirmative, the bill was passed.

The House took up the Senate amendment to the bill to add an additional clause to the 1540th section of the Code of Georgia, and concurred in the same.

Also, concurred in the Senate amendment to the bill to provide for the payment of teachers of poor schools, for the year 1865.

The House took up the report of the Committee on the Senate bill to amend the tax laws of this State, and to define the duties of the Receivers of Tax Returns, and the Comptroller General, in certain cases.

The report was agreed to, and the bill lost.

Mr. Moses, Chairman of the Committee on the Judiciary, submitted the following report:

Mr. Speaker:—The Committee on the Judiciary have had under consideration the following bills, and report as follows, to-wit:

A bill to be entitled an act to repeal section 1955 of the Code of Georgia; recommend this do pass.

Also, a bill to be entitled an act to enlarge the rules of evidence in certain cases in all Courts of law and equity in this State; recommend this bill do not pass.

Also, a bill to be entitled an act to appoint new Commissioners for the town of Hardwicke, to incorporate the same, and for other purposes; recommend this bill do pass.

Also, a bill to be entitled an act to alter and amend the laws of this State in relation to the Inferior Courts, and the Justices thereof; recommend this bill do not pass.

Also, a bill to be entitled an act to amend an act entitled an act to incorporate the Georgia Home Insurance Company; recommend this bill do pass.

Also, a bill to be entitled an act to authorize the Ordinaries of this State to issue temporary letters of administration, and only require the party or parties to whom issued to give bond and security for double the value of the property other than real estate, and for other purposes; recommend this bill do pass.

Also, a bill to be entitled an act requiring costs to be paid in advance in certain cases; recommend this bill do pass.

Also, a Senate bill to be entitled an act to amend the several laws of this State regulating the administration of estates of deceased persons in certain cases therein mentioned; recommend this bill do not pass.

Also, a Senate bill to be entitled an act to alter and amend sections 585, 594, and 602, and to repeal section 588, of the Code of Georgia; recommend this bill do not pass.

Also, a Senate bill to be entitled an act to define the

term "persons of color," and to declare the rights of such persons ; recommend this bill do pass.

R. J. MOSES,
Chairman.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate insists upon their amendment to the bill of the House of Representatives to legalize certain contracts made by Executors, Administrators, Guardians and Trustees, with persons of color and white persons, and authorize the making of such contracts for the future, and prescribe the effect of the same.

The Senate adheres to their disagreement to the amendments of the House of Representatives to the bill of the Senate to exempt from levy and sale certain property of every debtor in this State, and for other purposes, and direct me to invite a committee of conference upon the same, and have appointed Messrs. Moore, Strozier, and J. A. W. Johnson as the committee on their part.

On motion of Mr. Pottle the House adhered to its amendments to the said bill, and appointed a committee of conference, consisting of Messrs. Pottle, Stewart, Baker, Barnes, and Lawson.

Mr. Moses, Chairman of the Committee on the Judiciary, submitted the following report:

Mr. Speaker:—The Committee on the Judiciary have had the following bills under consideration, and report as follows, to-wit:

A bill to be entitled an act to create a lien on growing cotton crops, and for other purposes ; recommend this bill do not pass.

Also, a bill to be entitled an act to authorize and require the Auditor of the Western & Atlantic Rail Road to audit the claims of all persons for labor done, or material furnished, timber taken for the use of the road, or the repairing the same, for which no payment has been made by the Federal or Confederate authorities, and to authorize the payment thereof ; recommend this bill do not pass.

Also, a bill to be entitled an act to incorporate the City Loan Association & Savings Bank of Augusta ; the committee report a substitute, which they recommend do pass in lieu of the original.

R. J. MOSES,
Chairman.

The House took up the report of the Committee on the bill of the Senate to prescribe and regulate the relation of husband wife, between persons of color.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the Senate bill to exonerate Sheriffs and their deputies, and other collecting officers from liability in certain cases, for which the Committee had reported a substitute.

Mr. Russell of Muscogee offered a substitute for the latter clause of the substitute, which was agreed to.

The report of the Committee as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill of the Senate to alter and amend sections 585, 594, 602, and to repeal section 588, of the Code of Georgia.

The report was agreed to, and the bill lost.

The Senate bill to amend the several laws of this State regulating the administration of estates of deceased persons in certain cases therein mentioned, was on motion indefinitely postponed.

The House took up the report of the Committee on the bill to create a lien upon the crop for money advanced to aid in raising the same.

The report was agreed to, and the bill lost.

Leave of absence was granted to Mr. Speer of Sumter, for the balance of the session, after to-morrow.

On motion the House took a recess until 7 o'clock, P. M.

7 O'CLOCK, P. M.

The House re-assembled.

The House took up the Senate amendment to the bill to incorporate the Gate City Insurance Company, and concurred in the same.

The House receded from its disagreement to the Senate amendment to the bill to legalize certain contracts made by Executors, Administrators, Guardians, and Trustees, with persons of color and white persons, and authorize the making of such contracts for the future, and prescribe the effect of the same.

The Senate amendment to the bill for the relief of the maimed indigent soldiers and officers, citizens of this State, who belonged to military organizations of this State, or in the Confederate States or State armies, was concurred in.

Also, concurred in the Senate amendment to the bill to incorporate the Gordon Mining & Manufacturing Company.

The House took up the report of the Committee on the bill of the Senate to amend the several acts incorporating the city of Macon, to enlarge the powers of the Mayor and Council thereof, and to extend the limits of said city.

The report of the Committee as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the Senate bill to allow the redemption of real estate sold under execution, within a specified time.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to organize and establish an Orphan's Home in this State.

The report of the Committee was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to add an additional clause to the 2531st section of the Code.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to incorporate the Columbus Rail Road Company, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the bill to prescribe and regulate the relation of parent and child among persons of color in this State, and for other purposes.

The report was agreed to, the bill was read third time and passed.

The House took up the report of the Committee on the bill to incorporate the City Loan Association & Savings Bank, of Augusta, for which the Committee had reported a substitute.

The report was agreed to, the bill was read the third time and a two-thirds vote being necessary to its passage, the ayes and nays were required to be recorded, and resulted in ayes 85, and nays 15.

Those who voted in the affirmative are Messrs:

Asbury,	Durham,	Hill,
Baker,	DuBose,	Holliday,
Barnes,	Edge,	Howard of Lump-
Bennett,	Fincannon,	kin,
Boyd,	French,	Hockenhull,
Bragg,	Gartrell,	Johnson of Pierce,
Brown of Houston,	Glenn,	Johnson of Wilcox,
Brock,	Green,	Jones, J. B., of
Byrd,	Gross,	Burke,
Cabiness,	Hand,	Kibbee,
Colley,	Harden,	Maddox of Fulton,
Dixon of Macon,	Harlan,	Mattox of Elbert,

Mallard,	Pickett,	Stapleton,
Martin,	Phillips,	Starr,
McCullough,	Pottle,	Stanton,
McCutchen,	Powell,	Stewart,
McComb,	Quillian,	Sumner,
McDowell of Heard,	Ragsdale,	Swann,
McDowell of Pike,	Redwine,	Swearingen,
McDougald,	Reese,	Tench,
McLendon,	Ridley,	Thomas,
McRae,	Robson,	Tucker,
McWhorter, of	Rogers,	Vason,
Greene,	Russell of Chatham,	Weaver,
McWhorter of	Russell of Musco-	Wicker,
Oglethorpe,	gee,	Willis,
Morris of Franklin,	Sale,	Williams of Bul-
Morrow,	Scandrett,	loch,
Mitchell of Gwin-	Shaw,	Williams of Dooly,
nett,	Shepard,	Wilkerson,
Moses,	Simms, of Bartow,	Woods of Floyd,
Moughon,	Simms, of Newton,	Woods, of Morgan,
Oates,	Smith of Hancock,	Womble.
Peeples,	Snead,	

Those voting in the negative are Messrs:

Brown of Early,	Hargett,	Montgomery,
Burch,	Hicks,	Rhodes,
Candler,	Hughes, of Union,	Stanfield,
Cloud,	Johnson of Henry,	Umphrey.
Dixon of Walker,	Jones, J J, of Burke,	
Ellington,	Mizell,	

Ayes 85, nays 15. Two-thirds having voted in the affirmative, the bill was passed.

Mr. Render, Chairman of the Enrolling Committee, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives and President of the Senate, the following acts, &c., to-wit:

An act for the relief of Moses G. Collins.

Also, an act to repeal an act entitled an act to legalize the proceedings of the Southern Stockholders of the Brunswick & Florida Rail Road Company, to change the name of said Company, and to amend the act of incorporation, to extend the charter thereof, and to facilitate the building of said road, approved the 16th of December, 1861, to change the name of the Brunswick & Florida Rail Road Company, to revive the charter of said Company, and extend the same, and to confer upon the Brunswick & Albany Rail Road Company the rights, powers, privileges, and immunities which have been granted to the Macon & Brunswick Rail Road Company.

Also, an act to amend an act entitled an act to incorporate an Insurance Company in the city of Augusta, to be called the Commercial Insurance Company of Augusta, assented to April 18th, 1863.

The House took up the report of the Committee on the bill to amend the one thousand three hundred and fiftieth section of the Code of Georgia.

The report of the Committee was agreed to, the bill was read the third time and passed.

The bill to reduce the bonds of the Sheriffs of certain Counties therein named, was read the 3rd time and lost.

The House took up the report of the Committee on the Senate bill to define the rights of persons owning landings or timber yards upon water courses in this State, to fix the rate of charges, and to authorize the collection of the same.

Mr. Gross moved the indefinite postponement of the bill, which motion prevailed.

The bill of the Senate to require certain persons exempt from Jury duty to serve as tales Jurors in certain cases, was read the third time and lost.

The House took up the report of the Committee on the bill to incorporate the Dalton Medical College, and for other purposes.

The report of the Committee was disagreed to, the bill was read the third time and passed.

Mr. Moses of Muscogee introduced a bill to authorize the Ordinary of Newton County to issue letters of administration to L. A. Whatley, a non-resident, on his giving bond and security.

The Senate bill to alter and amend chapter fourth, article first, part second, title second, of the Code of Georgia, in relation to indentured servants and apprentices, was read the 1st time.

Also, a Senate bill to establish a permanent Board of Education for the city of Savannah, and to incorporate the same, and for other purposes.

The following Senate bills were read the second time and referred to the Committee on Manufactures, to-wit :

A bill to incorporate the Madison Petroleum Company of Georgia.

Also, a bill to prevent the consumption of grain by distillers and manufacturers of spirituous liquors in this State, and to provide for the seizure and confiscation of distilleries.

Also, a bill to incorporate the Newton & Lookout Mining, Manufacturing, & Petroleum Company.

Also, a bill to incorporate the Metcalf Manufacturing Company.

The Senate bill to alter and amend an act entitled an act to incorporate the town of Hawkinsville, in the County of Pulaski, to appoint Commissioners for the same, and to confer certain powers upon said Commissioners, also, to incorporate the town of Grooverville, in Brooks County, and for other purposes, and to revive the 12th section of said last above recited act, was read the 1st time.

The following bills of the Senate were read the 2nd time and committed for a third reading, to-wit:

A bill to authorize the transfer of all civil cases now on the dockets of the Inferior Courts to the County Courts.

Also, a bill to define and regulate Court contracts, and prescribe the manner of enforcing the same in the County Courts.

Also, a bill to extend the corporate limits of the town of Thomasville.

Also, a bill to donate the Okefenokee Swamp lands, belonging to the State of Georgia, as a permanent endowment to the Georgia State Orphan Home.

Also, a bill to amend the 11th section of the Charter of the Macon & Western Rail Road Company.

The following bills of the Senate were read the 2nd time and referred to the Committee on the Judiciary, to-wit:

A bill to alter and amend the Penal Code of Georgia.

Also, a bill to repeal section 285, excepting the fifth clause thereof, and to repeal the 1st, 2nd and 3rd clauses of section 287 of the Code of Georgia.

Also, a bill accepting for the State of Georgia the donation by the United States of certain lands to the several States and Territories which may provide Colleges for the benefit of Agriculture and the Mechanic Arts, &c.

Also, a bill to alter and amend sections 1338, 1339, 1340, 1341, 1343, 1351, 1353, of the Code of Georgia.

Also, a bill to amend the laws of this State concerning the retail of spirituous and malt liquors.

On motion the House then adjourned until to-morrow morning, 9 o'clock.

FRIDAY, MARCH 9TH, 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Leave of absence was granted to Mr. Gunnells, of Banks, for the balance of the session, on account of sickness.

On motion of Mr. Morris, of Franklin, the Senate resolu-

tion authorizing the Governor to appoint commissioners to select a site for a new Penitentiary, and contract for the purchase thereof, was taken up.

Mr. Morris, of Franklin, offered a substitute for said resolution, which was received, adopted and ordered to be sent forthwith to the Senate.

The House took up the report of the committee on the Senate bill to be entitled an act to regulate the proceedings in winding up the insolvent Banks of this State, to provide for the distribution of their assets, and the mode of proceeding against the stockholders thereof, for their ultimate personal liability for the redemption of their bills, and other obligations under their charters respectively, and to extend to them the provisions of an ordinance passed by the people of Georgia, in Convention assembled, to authorize the Courts of this State to adjust the equities between parties to contracts made between the 1st of June, 1861, and the 1st of June, 1865, and to relieve the officers from certain pains and penalties.

Mr. Glenn moved an indefinite postponement of the bill, which motion was withdrawn.

The amendments proposed by the Judiciary committee were agreed to.

Mr. McWhorter, of Greene, offered an amendment as an additional section, which, on motion, was laid on the table for the present.

Mr. Stewart, of Spalding, offered a substitute for the original bill.

Mr. Lawson, of Putnam, moved to amend the substitute by adding an additional section, as follows :

Be it further enacted, That nothing in this act shall be so construed as to relieve any stockholder of any Bank in this State from any personal liability for the ultimate payment, in accordance with the charter, of his proportion of the legal liabilities of the Bank, but no suit or other proceeding in any Court shall be commenced, or any judgment be signed, or execution issued, against any stockholder, until the receiver first ascertains the amount in money of the whole assets of the Bank, and the amount of its legal liabilities. After this shall be correctly ascertained, so that the legal liability of each stockholder for his proportion of the deficiency of assets is known, then it shall be lawful for billholders to commence and prosecute suits against the stockholders for the amounts due by them respectively, in accordance with the obligations of their several charters.

Mr. McWhorter, of Greene, offered an amendment to said amendment, which was ruled out of order, as not being germane thereto.

Mr. Ridley moved an indefinite postponement of the bill,

and all the amendments, and called the previous question thereon, which was sustained, and upon motion to indefinitely postpone, the ayes and noes were required to be recorded, and resulted in ayes 76 and noes 53.

Those who voted in the affirmative are Messrs:

Adams,	Hill,	Peeples,
Benson,	Howard of Bartow,	Quillian,
Boyd,	Howard of Lump-	Ragsdale,
Brock,	kin,	Render,
Burch,	Hudson,	Rhodes,
Byrd,	Humphreys,	Ridley,
Byington,	Hughes of Union,	Rogers,
Cameron,	Johnson of Forsyth,	Roundtree,
Candler,	Johnson of Henry,	Sale,
Cloud,	Johnson of Pierce,	Shepard,
Dickson, of Walk-	Jones, J. B., of	Simms of Bartow,
er,	Burke,	Simms of Newton,
Dixon of Macon,	Mattox of Elbert,	Stapleton,
Dorsey,	Mallard,	Stanfield,
Dozier,	Martin,	Stanton,
Durham,	McCutchen,	Stewart,
Ellington,	McDowell of Heard,	Sumner,
Evins,	McLendon,	Swann,
Fincannon,	McRae,	Teneh,
French,	McWhorter of	Thomas,
Frost,	Greene,	Umphrey,
Gartrell,	McWhorter of Ogle-	Willis,
Glenn,	thorpe,	Williams of Bul-
Grogan,	Mizell,	loch,
Hall,	Mitchell of Gwin-	Williams of Dooly,
Hand,	nett,	Woods of Floyd,
Harlan,	Montgomery,	Woods of Morgan,
Hargett,	Oates,	Woodward.

Those voting in the negative are Messrs:

Asbury,	Green,	McDougald,
Atkinson,	Gross,	Morrow,
Baker,	Harrison,	Mitchel of Thomas,
Barnes,	Harden,	Moses,
Baynes,	Hicks,	Moughon,
Bennett,	Holliday,	Pickett,
Bragg,	Hockenhull,	Phillips,
Brown of Early,	Jones, J. J., of	Pottle,
Brown of Houston,	Burke,	Powell,
Cabiness,	Kibbee,	Redwine,
Colley,	Lawson,	Reese,
Dodds,	Maddox, of Fulton,	Robson,
DuBose,	McComb,	Russell of Chatham,
Edge,	McDowell, of Pike,	

Russell of Musco-	Smith of Hancock,	Vason,
gee,	Snead,	Watkins,
Scandrett,	Starr,	Williams of Bryan,
Sharp,	Swearingen,	Wilkerson.
Shaw,	Tucker,	

Ayes 76, noes 53. So the motion to postpone indefinitely prevailed.

The following message was received from His Excellency, the Governor, by Mr. Williams, his Secretary, to-wit:

Mr. Speaker:—The Governor has approved and signed the following acts, to-wit:

An act to change the county of Scriven from the First Congressional District to the Fifth Congressional District.

An act to authorize the Justices of the Inferior Court of Clarke county to raise money for certain purposes, by an extra tax or by the issue of bonds.

An act to incorporate the Dawson Manufacturing Company.

An act to revive the Military Code of the State of Georgia, as published in the revised Code of Georgia, and to repeal all laws passed since the adoption of said Military Code, inconsistent with its provisions, and for other purposes.

An act to authorize the Justices of the Inferior Court of Bulloch county to levy and collect an extra tax for the building of a Court House and bridge in said county.

An act to incorporate the Vulcan Iron and Coal Company, and to confer certain powers and privileges thereon.

An act to incorporate the Atlanta Canal and Water Works Company.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have passed the following bills of the House of Representatives, with amendments, in which they ask the concurrence of the House, to-wit:

A bill to incorporate the Gate City Foundry Car and Machine Works, in the city of Atlanta, county of Fulton, and State of Georgia.

A bill to increase the fees of the Clerk of the Supreme Court, Ordinaries, Clerks, Sheriffs, and other county officers.

A bill to incorporate the Little River Mining Co.

A bill to change the time of holding the Superior Court of Lee county.

A bill to authorize His Excellency, the Governor of this State, to issue and negotiate the bonds of the State, whereby to raise money for the payment of the public debt and interest thereon, and meet appropriations made and to be

made by the General Assembly, and to provide a security for the same.

A bill to incorporate the Franklin Mining and Manufacturing Co.

A bill to incorporate the Chestatee River and Long Branch Hydraulic Hose Mining Co.

A bill to incorporate the American Insurance and Industrial Agency.

A bill to incorporate the Columbus Manufacturing Co., and for other purposes therein mentioned.

A bill to repeal an act entitled an act to allow the Ordinaries of this State to charge and receive certain fees, assented to Dec. 14th, 1863, and to authorize them to charge and receive certain fees, in addition to those specified in the Code.

A bill for the relief of administrators, executors, guardians and trustees, and for other purposes.

A bill to authorize the Inferior Courts of the several counties to levy and collect an extra tax for the benefit of indigent families of deceased soldiers of the late Confederate and State troops, and for other purposes therein mentioned.

The Senate has also agreed to the following resolution of the House of Representatives, to-wit :

Resolution allowing M. P. Quillian certain privileges.

The Senate have concurred in the amendments of the House of Representatives to the bill of the Senate to organize a County Court, define its jurisdiction, and for other purposes, except the amendment to the 45th section of the bill, so far as relates to the county of Chatham.

The following bills of the House of Representatives have have been rejected by the Senate, to-wit :

A bill to limit the time within which the privileges granted to incorporated companies during the present session of the General Assembly may be exercised, and for other purposes.

A bill to authorize the Justices of the Peace in the 1082 Dist., G. M., in the county of Ware, to hold their Justice Courts at Glenmore Station, No. 10, Savannah, Atlantic and Gulf Rail Road, in said county.

A bill to alter and amend the 648th section of the Code of Georgia.

A bill to repeal an act entitled an act to point out the mode of paying the fees of the Solicitor General of the Eastern Judicial District of Georgia, in Chatham county, in certain cases, and for certain purposes therein enunciated.

A bill to change the county lines between the counties of Laurens and Wilkinson, and to add a portion of Wilkinson, to the County of Laurens, and for other purposes.

A bill to allow executors to resign their trusts.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have passed by a constitutional majority (yeas 21, nays 5) the bill of the House of Representatives to incorporate the Southern Savings Bank and Commercial Agency.

They have also passed by a constitutional majority (yeas 21, nays 4), but with an amendment, the bill of the House of Representatives to incorporate the LaGrange Savings Bank, in which amendment they ask the concurrence of the House.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have passed the following bill, to-wit:

A bill to add fractional lots of land numbers 224, 225 and 226, in the 13th district of originally Lee, to the county of Terrell.

The Senate have also passed the following bills of the House of Representatives, to-wit:

A bill to remit the taxes of 1864 and 1865, and for other purposes.

A bill to define the liabilities of vendue masters in certain cases.

They have also passed by a constitutional majority (yeas 24, nays 2), but with an amendment, the bill of the House of Representatives to establish the Southern Bank of America, in which amendment they invite the concurrence of the House of Representatives.

The House took up the report of the committee on the bill to repeal the 2635 section of the Code, and to substitute another in lieu thereof.

Mr. Tucker offered the following amendment:

Provided, That no alien shall hold or purchase more than 160 acres of land, until he has declared, on oath, his intention to become a citizen.

Mr. J. J. Jones moved an indefinite postponement of the bill, which motion was lost.

Mr. Tucker's amendment was agreed to, the report as amended was agreed to, the bill was read the third time and passed.

Leave of absence was granted to Mr. Wicker for the balance of the day.

Mr. Gartrell presented the report from the commissioners appointed by the Governor to receive the Western and Atlantic Rail Road from the military authorities of the United States, which, with accompanying documents, were re-

ferred to the Committee on Agriculture and Internal Improvements.

The bill to regulate Rail Roads, and prevent extortion by Express companies, and to regulate charges for the same, &c., was read the second time, and referred to the committee on the Judiciary.

Also the bill to authorize the Ordinary of Newton county to issue letters of administration to L. A. Whatley, a non resident, on his giving bond and security.

On motion, the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled, and took up the House amendment to the Senate bill to organize a County Court, define its jurisdiction, and for other purposes, and insisted on the same.

The House took up the report of the committee on the bill to extend the corporate limits of the town of Thomasville.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to donate the Okfenokee swamp land, belonging to the State of Georgia, as a permanent endowment to the Georgia State Orphan's Home.

The report was agreed to, the bill was read the third time and passed.

Mr. J. B. Jones submitted the following report:

The committee on Agriculture and Internal Improvements have had under consideration the following bills, to-wit:

A bill to be entitled an act accepting for the State of Georgia the donation by the United States of certain lands to the several States and territories, which may provide Colleges for the benefit of Agriculture and the Mechanic Arts, by acts of Congress, approved severally July 2nd, 1862, and April 14th, 1864, and for other purposes therewith connected; and recommend that the bill do pass.

J. J. JONES,

Chairman.

The House took up the report of the committee on the bill of the Senate to authorize the introduction of oral evidence to establish advancements of real estate in certain cases, and to define the mode of procedure, whereby the title to real estate may be secured and quieted.

The report was agreed to and the bill lost.

The House took up the Senate amendment to the bill to incorporate the LaGrange Savings Bank, and concurred in the same,

The House took up the report of the committee on the bill accepting for the State of Georgia the donation of the United States of certain lands to the several States and territories which may provide Colleges for the benefit of Agriculture and the Mechanic Arts, by acts of Congress, approved severally July 2nd, 1862, and April 14th, 1864, and for other purposes therewith connected.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to authorize the transfer of all civil cases now on the docket of the Inferior Courts to the County Courts.

The report was agreed to, the bill was read the third time and passed.

Mr. McWhorter, chairman pro tem. of the committee on Manufacturing, made the following report :

They have considered a bill to be entitled on act to incorporate the Georgia Land and Lumber Co., to which they proposè the following amendments :

Sec. — *And be further enacted*, That all the private property, both real and personal, of each respective stockholder, shall be held liable for all corporate debts, to the amount of his, her or their subscribed, yet unpaid, stock, and that nothing herein contained shall be so construed as to prevent the State from taxing the corporate property as other property is taxed.

And that it do pass.

Also a bill to be entitled an act to prevent the consumption of grain by distillers and manufacturers of spirituous liquors in this State, and to provide for the seizure and confiscation of distilleries, which they recommend do not pass.

Also a bill to be entitled an act to incorporate the Metcalf Manufacturing Co.. Strike out 4th section, and they recommend that it do pass.

Also a bill to incorporate the Trenton and Lookout Mining, Manufacturing and Petroleum Co., to which they recommend the additional section :

And be it further enacted, That said corporation shall not begin operation until (10) ten per cent. of the whole capital stock shall have actually been paid in.

And then that it do pass.

Also a bill to be entitled an act to incorporate the Madison Petroleum Co. of Georgia, to which they recommend the additional section :

And be it further enacted, That said corporation shall not

begin operations until (10) ten per cent. of the whole capital stock shall have actually been paid in.

And then that it do pass.

All of which is respectfully submitted.

JAS. H. McWHORTER,
Chm'n pro tem. Manufacturing Com.

March 8th, 1866.

Mr. Render, from the committee on enrollment, reported as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts :

An act to prescribe and regulate the relation of husband and wife between persons of color.

An act to add an additional clause to the 2531st section of the Code.

An act to amend the 1350th section of the Code of Georgia.

An act to prescribe and regulate the relation of parent and child among persons of color in this State, and for other purposes.

An act to allow the redemption of real estate sold under execution within a specified time.

An act to incorporate the Columbus Rail Road Company, and for other purposes.

The House took up the report of the committee on the Senate bill to define and regulate Court contracts, and prescribe the manner of enforcing the same in the County Courts.

Mr. DuBose offered the following amendment :

Provided, That all issues of fact arising under a Court contract by the provisions of this act shall be tried by a Jury, when either party demands it ; which was agreed to.

The report was agreed to, the bill was read the third time and passed.

The House took up the resolution to authorize the Governor to subscribe for a certain number of Wellborn's pamphlet for certain officers therein named, and pay for the same.

The amendments proposed by the Finance Committee was agreed to, and the resolution was adopted.

The House took up the report of the committee on the bill to amend an act entitled an act to authorize married women to deposit money in savings banks, or institutions, now chartered, or may hereafter be chartered by this State, and for other purposes therein mentioned, assented to Dec. 19th, 1861.

The report was agreed to, the bill was read the third time and passed.

The House took up the Senate amendments to the fol-

A bill to incorporate the Chestatee River and Long Branch Hydraulic Hose Mining Co.

A bill to incorporate the Gate City Foundry, Car and Machine Works, in the city of Atlanta, county of Fulton, in the State of Georgia.

Also a bill to incorporate the Franklin Mining and Manufacturing Co.

Also the bill to incorporate the Columbus Manufacturing Co., &c.

Also the bill to change the time of holding the Superior Court of Lee county.

Also the bill to establish the Southern Bank of America.

Also the bill to allow the Ordinaries of this State to charge and receive certain fees, assented to Dec. 14th, 1863, and to authorize them to charge and receive certain fees in addition to those specified in the Code.

Also a bill to incorporate the Little River Mining Company.

Also the bill for the relief of administrators, executors, guardians and trustees, and for other purposes.

Also the bill to authorize the Inferior Courts in the several counties in this State to levy and collect an extra tax for the benefit of indigent families of deceased soldiers of the late Confederate and State troops, and for other purposes, &c.

Also the bill to increase the fees of the Clerks of the Supreme Court, to regulate the fees of Ordinaries, Clerks, Sheriffs, and other county officers.

Also the bill to incorporate the American Insurance and Industrial Agency.

The House took up the report of the committee on the Senate bill to incorporate the American Industrial and Insurance Co.

Mr. Hill, of Fulton, offered an amendment, which, being amended, was agreed to, the bill was read the third time and passed.

The Senate bill to prevent the consumption of grain by distillers and manufacturers of spirituous liquors in this State, and to provide for the seizure and confiscation of distilleries, was read the third time and lost.

The Senate bill to make valid private contracts entered into and executed during the war with the United States, and to authorize the Courts of this State to adjust the equities between parties to contracts made but not executed, and to authorize settlements of such contracts by persons acting in a fiduciary character, was referred to the committee on the Judiciary.

The House took up the report of the committee on the Senate bill to incorporate the Trenton and Lookout Mining, Manufacturing and Petroleum Co.

The amendments proposed by the committee were agreed to, the report as amended was agreed to, the bill was read the third time and passed.

The House took up the amendments of the Senate to the bill to authorize His Excellency, the Governor of this State, to issue and negotiate the bonds of the State, whereby to raise money for the payment of the public debt, and interest thereon, and meet appropriations made and to be made by the General Assembly, and to provide a security for the same, and concurred in the same.

The House took up the report of the committee on the Senate bill to incorporate the Home Insurance Company, of Atlanta.

The report was amended and agreed to, the bill was read the third time and passed.

The Senate bill to amend the 11th section of the charter of the Macon and Western Rail Road Company was referred to the Committee on Agriculture and Internal Improvements.

The Senate bill to repeal an act entitled an act to alter and amend an act entitled an act to incorporate the town of Hawkinsville, in the county of Pulaski, to appoint commissioners for the same, and to confer certain powers upon said commissioners, also to incorporate the town of Grooverville, in Brooks county, and for other purposes, and to revive the 12th section of said last above recited act, was read the second time and committed for a third reading.

Also the Senate bill to establish a permanent Board of Education for the city of Savannah, and to incorporate the same, and for other purposes.

The Senate bill to alter and amend chapter 4th, article 1st, part 2nd of the Code of Georgia, in relation to indentured servants and apprentices, was read the 2nd time and referred to the committee on the Judiciary.

The Senate bill to add fractional lots of land Nos. 224, 225 and 256, in the 13th district of originally Lee, to the county of Terrell, was read the first time.

The House took up the report of the committee on the bill to incorporate the Georgia Land and Lumber Co.

The report was agreed to, the bill was read the third time and passed.

The bill to promote the agricultural interest of Georgia was withdrawn.

The following resolutions from the Senate were concurred in, to-wit:

A resolution to authorize certain persons to cast the vote of the State in elections held by the Atlantic and Gulf Rail Road Co.

A resolution authorizing the Comptroller General to audit certain claims for printing and publishing.

The House took up the Senate amendment to the resolution requesting the President to have mail service resumed over the Atlantic and Gulf Rail Road, and concurred in the same.

Also concurred in the Senate amendment to the resolution requesting the Governor to intercede with the President for the restoration of property on Wilmington, Whitmarsh and Skidaway Islands, to its lawful owners.

The resolution to authorize the refunding of certain moneys to Wm. F. Grooves, at Marietta, was referred to the committee on the Judiciary.

The resolution introduced by Mr. Green, of Cobb, to appoint a committee to visit and report upon the Deaf and Dumb Asylum, at Cave Springs, &c., was read and adopted.

The following resolutions were indefinitely postponed, to-wit:

A resolution in relation to the publication of certain laws.

A Senate resolution to authorize the Governor to draw his warrant on the Treasurer for the amount due the Penitentiary.

A resolution to restrain the frequent changes of the Code, &c.

A Senate resolution requesting the Governor of this State to appoint one or more commissioners to proceed to Washington City to lay before the President the facts connected with the Confederate Cotton Loan in this State, and the wrongs done to our people by persons professing to be Treasury agents, by the illegal seizure of cotton.

A Senate resolution urging the removal of the colored troops, and appointing a commissioner to urge upon the Government the same.

A Senate resolution appointing a committee in reference to the Arsenal, &c.

A Senate resolution in relation to the purchase of new books for the State Treasurer.

A Senate resolution requesting the Governor to ascertain if State bonds will be received by the United States in payment of taxes assessed against the State.

The Senate resolution authorizing the officers of the W. & A. Rail Road to receive in payment for dues to said Road certain change bills issued by the Superintendent, under the acts of the General Assembly, assented to Dec. 17th, 1861, and April 6th, 1863, was disagreed to.

The following resolutions were withdrawn, to-wit:

A resolution in relation to certain issues of the W. and A. Rail Road.

A resolution authorizing and requiring the Governor to have published the acts of the present Legislature of a public and general character, in such public gazettes as he may select.

A resolution relative to establishing an Agricultural Bureau in this State.

Also a resolution in relation to the Banks of this State, &c.

The resolution in reference to the payment of the public debt in this State was lost.

On motion, the House adjourned until 9 o'clock to-morrow morning.

SATURDAY, MARCH 10TH., 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. Oates, of Murray, moved a reconsideration of so much of the Journal of yesterday as relates to the indefinite postponement of the bill to be entitled an act to regulate the proceedings in winding up the insolvent Banks of this State, to provide for the distribution of their assets, and the mode of proceeding against the stockholders thereof, for their ultimate personal liability for the redemption of their bills, and other obligations under their charters respectively, and extend to them the provisions of an ordinance passed by the people of Georgia, in Convention assembled, to authorize the Courts of this State to adjust the equities between parties to contracts made between the first of June, 1861, and the 1st of June, 1865, and to relieve the officers from certain pains and penalties, upon which motion the ayes and noes were required to be recorded, and resulted in ayes 51, and noes 71.

Those voting in the affirmative are Messrs:

Asbury,	Humphreys,	Pickett,
Atkinson,	Jones, J. B., of	Pottle,
Baker,	Burke,	Ragsdale,
Barnes,	Jones, J. J.	Robson,
Bennett,	of Burke,	Russell of Chatham,
Bragg,	Kibbee,	Russell of Muscogee,
Brown, of Early,	Lawson,	Scandrett,
Byington,	Maddox of Fulton,	Shaw,
Cabaniss,	McCullough,	Smith, of Hancock,
Dodds,	McComb,	Snead,
DuBose,	McDowell, of Pike,	Starr,
Edge,	McDougald,	Sumner.
Green,	Morrow,	Swearingen,
Gross,	Mitchell of Thomas,	Tucker,
Harden,	Moses,	Vason,
Hicks,	Moughon,	Wicker,
Holliday,	Oates,	Williams, of Bryan,
Hockenhull,	Peeples,	Wilkerson,

Those voting in the negative are Messrs :

Adams,	Howard of Lump-Reese,	
Baynes,	kin,	Render,
Benson,	Hudson,	Rhodes,
Boyd,	Hughes, of Union,	Ridley,
Burch,	Johnston,	Rogers,
Cameron,	of Forsyth,	Roundtree,
Candler,	Johnson, of Henry,	Sale,
Cloud,	Johnson, of Pierce,	Shepard,
Colley,	Johnson, of Wilcox,	Sims, of Bartow,
Dickson, of Walker,	Mattox, of Elbert,	Simms, of Newton,
Dorsey,	Mallard,	Stanfield,
Dozier,	Martin,	Stanton,
Durham,	McCutchen,	Stewart,
Ellington,	McDowell of Heard,	Swann,
Evans,	McLendon,	Tench,
Fincannon,	McRae,	Thomas,
French,	McWhorter,	Umphrey,
Frost,	of Greene,	Watkins,
Gartrell,	McWhorter of Ogle-	Willis,
Glenn,	thorpe,	Williams, of Bul-
Grogan,	Mizell,	loch,
Hall,	Mitchell,	Williams, of Dooly,
Hand,	of Gwinnett,	Woods, of Floyd,
Harlan,	Montgomery,	Woods, of Morgan,
Hargett,	Quillian,	Womble.
Howard of Bartow,	Redwine,	

Ayes 51, noes 71. So the motion was lost.

Mr. Mitchell, of Thomas, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House on the bill to extend the corporate limits of the town of Thomasville. which motion prevailed.

Mr. Byington moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House upon the Senate resolution to authorize the officers of the Western & Atlantic Railroad to receive in payment for dues to said road certain change bills, &c., which motion was lost.

The House took up the report of the committee on the bill to authorize the Ordinary of Newton county to issue letters of administration to L. A. Whatley, a non-resident, on his giving bond and security.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to regulate Railroads, and prevent extortion by Express Companies, and to regulate the charges of the same, and for other purposes, for which the committee had reported a substitute

The report was amended, and as amended agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to extend the corporate limits of the town of Thomasville.

Mr. Mitchell, of Thomas, offered a substitute for said bill, which was received.

The report as amended was agreed to, the bill was read the third time and passed.

Mr. Pottle, from the majority of the committee of Conference, appointed to consider a Senate bill to be entitled an act to exempt from levy and sale certain property of every debtor in this State, and for other purposes, and the amendments thereto by the House of Representatives, have had both under consideration, and beg leave to report a bill to be entitled an act to exempt certain property from levy and sale in this State, and for other purposes, which they recommend do pass in lieu of both the Senate and House bill.

B. B. MOORE,

Chairman, Senate.

E. H. POTTLE,

Chairman, House.

On motion of Mr. Pottle said report was taken up and the bill read. The previous question was called and sustained, and upon the question of agreeing to the report the ayes and noes were required to be recorded, and resulted in ayes 70, and noes 50.

Those who voted in the affirmative are Messrs:

Atkinson,	Harden,	McWhorter,
Baker,	Hargett,	of Oglethorpe,
Baynes,	Hill,	Mizell,
Bennett,	Hudson,	Morrow,
Brown, of Houston,	Johnson, of Forsyth,	Montgomery,
Byrd,	Johnson, of Wilcox,	Peeples,
Byington,	Jones, J. B.	Pickett,
Cabaniss,,	of Burke,	Phillips,
Colley,	Kibbee,	Pottle,
Dixon, of Macon,	Maddox, of Fulton,	Ragsdale,
Dodds,	Mallard,	Reese,
Dozier,	Martin.	Render,
Durham,	McCullough,	Rhodes,
Evans,	McComb,	Ridley,
French,	McDowell of Heard,	Russell, of Chatham,
Frost,	McDowell, of Pike,	Sale,
Green,	McDougald,	Shepard,
Gross,	McLendon,	Snead,
Hall,	McWhorter of	Stanfield,
Hand,	Greene,	Stewart,

Sumner,	Vason,	Williams, of Dooly,
Swann,	Watkins,	Wilkerson,
Swearingen,	Weaver,	Woods, of Floyd,
Tench,	Williams, of Bryan,	Womble.
Thomas,	Williams,	
Tucker,	of Bulloch,	

Those voting in the negative are Messrs:

Adams,	Hicks,	Quillian,
Asbury,	Holliday,	Redwine,
Barnes,	Howard of Bartow,	Robson,
Benson,	Howard,	Rogers,
Boyd,	of Lumpkin,	Roundtree,
Brown, of Early,	Humphreys,	Russell of Muscogee,
Brock,	Hughes, of Union,	Scandrett,
Burch,	Johnson, of Henry,	Sharp,
Cameron,	Jones, J. J.	Shaw,
Candler,	of Burke,	Sims, of Bartow,
Dickson of Walker,	Lawson,	Simms, of Newton,
Dorsey,	Mattox, of Elbert,	Smith, of Hancock,
DuBose,	McCutchen,	Stapleton,
Ellington,	McRae,	Stanton,
Fincannon,	Mitchell, of Gwin-	Umphrey,
Gartrell,	nett,	Wicker,
Glenn,	Mitchell of Thomas,	Woods, of Morgan.
Grogan,	Moughon,	
Harlan,	Powell,	

Ayes 70, noes 50.

So the report was agreed to, and the bill was passed.

Mr. Render, from the committee on Enrollment, reported as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act to donate the Okefenokee Swamp lands belonging to the State of Georgia as a permanent endowment to the Georgia State Orphan Home.

An act accepting for the State of Georgia the donation by the United States of certain lands to the several States and Territories which may provide Colleges for the benefit of Agriculture and the Mechanic Arts, by acts of Congress approved severally July 2nd, 1862, and April 14th, 1864, and for other purposes therewith connected.

An act to authorize the transfer of all civil cases now on the dockets of the Inferior Courts to the County Courts.

An act to amend an act to authorize married women to deposit money in Savings Banks or Institutions now chartered by this State, and for other purposes therein mentioned, assented to December 16th, 1861.

The following message was received from His Excellency, the Governor, by Mr. Williams, his Secretary, to-wit:

Mr. Speaker: The Governor has approved and signed the following acts, to-wit:

An act to authorize the several Ordinaries of this State to administer oaths and to receive compensation therefor.

An act to regulate the distribution of the Common School Fund of the county of Echols, and for other purposes.

An act to amend section 3478 of the Code of Georgia.

An act to authorize the Inferior Court of Richmond county to levy an extra tax for county purposes.

An act to amend an act to incorporate the town of Brunswick, in the county of Glynn, to define its jurisdictional limits, to provide for the election of a Mayor and City Council, and such other officers as may be required, and confer upon them specific powers, and for other purposes.

An act to amend the 4467th section of the Code of Georgia.

An act to exempt from street duty all persons who now are, or hereafter may become active members of either of the existing Hook and Ladder or Fire companies, of the city of Atlanta.

An act to change the line between the counties of Murray and Gordon.

An act to authorize certain sales to be made in other counties in this State than where such sales are now required by law, and where certain kinds of property has been removed out of the State to authorize the sales of the same, in the State where it has been removed.

An act to repeal paragraph 183, of part 1st, title 4th, chapter 1st, of the Code of Georgia.

An act to incorporate the New Era Mining and Manufacturing Company.

An act to amend and alter the charter of the city of Columbus.

An act to amend part 2nd, title 3rd, chapter 2nd, article 4th, section 3rd, of the Code of Georgia.

An act to incorporate the Dalton Petroleum Mining Company.

Also, resolution appointing a committee of sixteen to digest and report a Common School system to the next session of the General Assembly, and for other purposes.

Resolution allowing the Secretary of State to employ a Clerk in his office for the purpose of replacing destroyed maps in the Surveyor General's office.

Resolution requesting His Excellency, the Governor, to pardon and let go free Epsey Wood, a convict in the Penitentiary, from the county of Franklin.

Resolution requesting His Excellency, the Governor, to

instruct the Superintendent of the Western & Atlantic Railroad to give certain aid to farmers and other persons upon said Railroad.

Mr. Render, from the committee on Enrollment, reported as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following resolutions :

A resolution authorizing the Comptroller General to audit certain claims for printing and publishing.

A resolution to authorize certain persons to cast the vote of the State in elections held by the Atlantic & Gulf Railroad company.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker: The Senate have passed the following bills of the House of Representatives, to-wit :

A bill to alter and amend the 1629th section of the Code, to strike out the third provision of said section, and to add additional provisions thereto, and to repeal sections 1630 and 1631, of the Code.

A bill to incorporate the Steam Cotton Mill Company.

The Senate have concurred in the amendments of the House of Representatives to the following bills and resolution of the Senate, to-wit :

A bill to organize and establish an Orphans Home in this State.

A bill to incorporate the Home Insurance Company, of Atlanta.

A bill to amend the several acts incorporating the city of Macon, to enlarge the powers of the Mayor and Council thereof, and to extend the limits of the city.

A bill to incorporate the American Industrial Insurance Company.

A bill to repeal the 2635th section of the Code, and to substitute another in lieu thereof.

A bill to incorporate the Trenton and Lookout Mining, Manufacturing and Petroleum Company.

A bill to define and regulate Court contracts, and prescribe the manner of enforcing the same in the County Courts.

A joint resolution authorizing His Excellency, the Governor, to appoint commissioners to select a site for a new Penitentiary, and contract for the purchase thereof.

The Senate have also, passed by a constitutional majority of yeas 25, nays 2, a bill to incorporate the Augusta Savings Bank.

The Senate have agreed to the report of the committee of conference upon the disagreements between the two

Houses as to the bill of the Senate to exempt from levy and sale certain property of every debtor in this State, to which they invite the concurrence of the House of Representatives.

The Senate adheres to its disagreement to the amendment of the House of Representatives to the forty-fifth section of the bill of the Senate to organize a County Court, define its jurisdiction, and for other purposes, so far as relates to the county of Chatham, and respectfully invite a committee of Conference, and have appointed as the committee on their part, Messrs. Owens, Thornton and Moore.

On motion the House adhered to their amendment, and accepted the proposition for a committee of Conference, and appointed on the part of the House Messrs. Russell, of Chatham, Snead, Gartrell, Reese and Mallard.

The following bills of the House of Representatives have been rejected by the Senate, to-wit :

A bill to regulate testimony in case of common carriers.

A bill to confer upon the Justices Courts of the State of Georgia criminal jurisdiction in all cases of larceny, when the amount of the theft is not over twenty dollars, and prescribe punishment for the same.

A bill to amend an act to incorporate the Central Railroad and Canal Company, of Georgia, to alter and change the name of the said company, and to give to said company banking powers and privileges, and for other purposes therein named.

Mr. J. B. Jones, chairman of the committee on Agriculture and Internal Improvements, submitted the following report :

The committee on Agriculture and Internal Improvements have had under consideration the following bill, to-wit : a bill to be entitled an act to amend the eleventh section of the charter of the Macon & Western Railroad company, and recommend that the bill be passed.

J. B. JONES, Chairman.

The Senate bill to authorize and regulate contracts between master and servant for labor to be performed, &c., was indefinitely postponed.

The Senate bill authorizing the Ordinaries of Georgia to issue letters testamentary in certain cases was read the third time and lost.

Also, the bill to provide freedmen with certificates of employment, and to punish persons who employ freedmen knowing them to be in the employ of others, was lost.

The House took up the report of the committee on the Senate bill to define the term "persons of color," and to declare the rights of such persons.

Mr. J. J. Jones offered the following amendment : insert

after the word "evidence" in the fourth line of the second section the words "as now prescribed by statute, approved 15th December, 1865."

The previous question was called and sustained, and upon the question of agreeing to the amendment the ayes and noes were required to be recorded, and resulted in ayes 52. and noes 55.

Those voting in the affirmative are Messrs:

Atkinson,	Jones, J. B., of	Sims, of Bartow,
Benson,	Burke,	Simms, of Newton.
Byrd,	Jones, J. J. of	Snead,
Byington,	Burke,	Stapleton,
Cameron,	Maddox, of Fulton,	Starr,
Candler,	Mattox of Elbert,	Stanton,
Cloud,	McCullough,	Sumner,
Dodds,	McComb,	Thomas,
Fincannon,	Montgomery,	Vason,
Frost,	Phillips,	Watkins,
Gartrell,	Quillian,	Wicker,
Gross,	Redwine,	Willis,
Hall,	Reese,	Williams, of Bryant.
Harlan,	Rogers,	Williams, of Dooly.
Hicks,	Roundtree,	Wilkerson,
Holliday,	Russell, of Chatham,	Woods, of Floyd,
Howard, of Bartow,	Sale,	Woods, of Morgan
Hughes, of Union,	Shepard,	Womble,

Those voting in the negative, are Messrs:

Adams,	Hand,	Morrow,
Asbury,	Hill,	Mitchell, of Thom-
Baker,	Howard, of Lump-	as,
Barnes,	kin,	Moses,
Baynes,	Hudson,	Moughon,
Bennett,	Humphries,	Peeples,
Boyd,	Johnston, of For-	Pottle,
Bragg,	syth,	Ragsdale,
Brown, of Early,	Johnson, of Henry,	Render,
Brown, of Houston,	Lawson,	Rhodes,
Brock,	Mallard,	Ridley,
Burch,	Martin,	Russell, of Musco-
Cabaniss,	McCutchen,	gee,
Colley,	McDowell of Heard,	Scandrett,
Durham,	McDowell, of Pike,	Shaw,
DuBose,	McLendon,	Smith, of Hancock,
Edge,	McWhorter,	Stewart,
Ellington,	of Greene,	Tucker,
French,	McWhorter, of Ogle-	Umphrey,
Glenn,	thorpe,	
Green,	Mizell,	

Ayes 52, noes 55. So the motion to amend was lost.

The report of the committee was agreed to, the bill was read the third time, and on its passage the ayes and noes were required to be recorded, and resulted in ayes 46, and noes 69.

Those voting in the affirmative are Messrs :

Adams,	Green,	Mitchell, of Thomas,
Asbury,	Hand,	Moses,
Baker,	Hill,	Peeples,
Barnes,	Howard, of Lump-	Pottle,
Bennett,	kin,	Ragsdale,
Brock,	Hudson,	Render,
Burch,	Johnson, of Forsyth,	Rhodes,
Cabaniss,	Johnson, of Henry,	Ridley,
Colley,	Lawson,	Russell of Muscogee,
Dorsey,	Mallard,	Scandrett,
Durham,	Martin,	Shaw,
DuBose,	McCutchen,	Smith, of Hancock,
Edge,	McLendon,	Stewart,
Ellington,	McWhorter of	Tucker,
French,	Greene,	Umphrey,
Glenn,	Morrow,	

Those who voted in the negative are Messrs :

Atkinson,	Humphreys,	Sale,
Baynes,	Hughes, of Union,	Shepard,
Beason,	Jones, J. B., of Burke	Sims, of Bartow,
Boyd,	Jones, J. J., of	Simms, of Newton,
Bragg,	Burke,	Snead,
Brown, of Early,	Maddox, of Fulton,	Stapleton,
Byrd,	Mattox, of Elbert,	Starr,
Byington,	McCullough,	Stanton,
Cameron,	McComb,	Sumner,
Candler,	McDowell, of Heard,	Swann,
Cloud,	McDowell, of Pike,	Tench,
Dodds,	McDougald,	Thomas,
Dozier,	McWhorter of Ogle-	Vason,
Fincannon,	thorpe,	Watkins,
Frost,	Mizell,	Wicker,
Gartrell,	Montgomery,	Willis,
Grogan,	Oates,	Williams, of Bryan,
Gross,	Phillips,	Williams, of Bul-
Hall,	Quillian,	loch,
Harlan,	Redwine,	Williams, of Dooly,
Hicks,	Reese,	Wilkerson,
Holliday,	Rogers,	Woods, of Floyd,
Howard of Bartow,	Roundtree,	Woods, of Morgan,
Hockenhull,	Russell, of Chatham,	Womble,

Ayes 46, noes 69. So the bill was lost.

The following message was received from His Excellency, the Governor, by Mr. Williams, his Secretary, to-wit:

Mr. Speaker: I am directed by the Governor to deliver to the House of Representatives a communication in writing.

On motion, the communication was taken up, read, and is as follows:

EXECUTIVE DEPARTMENT, }
Milledgeville Georgia, March 9th, 1866. }

To the House of Representatives:

I am prepared, as requested by the General Assembly, to distribute vaccine matter to the Justices of the Inferior Court of the several counties. I deem it best, as the members of your body will soon return to their several homes, to ask that they will take charge of the parcels. Mr. Thweatt, of this Department, is charged with the distribution among the members.

Much difficulty has been encountered in procuring a sufficient quantity of pure matter to furnish each county a little. But if the physicians, entrusted with the use of it, will be careful to save scabs from young and healthy subjects, within a fortnight after the reception in each county, there will be an abundant supply of pure fresh matter.

I am specially advised that it should be kept cool and dry, until used.

Members of the House are respectfully requested to urge the adoption of the course suggested, in their several counties.

CHARLES J. JENKINS,
Governor.

The following message, from the Senate, was received through Mr. Weems, their Secretary, to-wit:

Mr. Speaker: The Senate have passed by a constitutional majority, (yeas 25, nays 2,) a bill to incorporate the Planters Loan and Banking Association.

The Senate have agreed to a joint resolution requesting His Excellency, the Governor, to appoint a proper committee to examine a digest of the reports of the Supreme Court now in course of preparation by A. O. Bacon, Esq., of Macon, and for other purposes, to which they ask the concurrence of the House of Representatives.

They have also passed by a constitutional majority, (yeas 21, nays 2,) the bill of the House of Representatives to incorporate the Mechanics Savings Bank, of Augusta.

The Senate have concurred in the amendment of the House of Representatives to the bill of the Senate to exonerate Sheriffs and their Deputies, and other collecting officers from liability in certain cases, with an amendment to

which they ask the concurrence of the House of Representatives.

The Senate have passed the following bills of the House of Representatives, to-wit :

A bill to extend the charter of the Roswell Manufacturing Company.

A bill to amend the 3985th section of the Code.

A bill to define the liability of Executors, Administrators, Guardians and Trustees, in certain cases, and regulate the settlement with the same.

A bill to authorize the Justices of the Inferior Courts of this State to purchase a farm for paupers, and for other purposes.

A bill to amend an act entitled an act to incorporate the Georgia Citizen's Insurance Company, assented to December 12th, 1859.

A bill to appropriate any moneys in the Treasury of the county, or in the control of the Justices of the Inferior Court of Pickens, arising from the sale of cotton since the surrender of the armies of the Confederate States.

A bill to appoint new Commissioners for the town of Hardwicke, to incorporate the same, and for other purposes.

A bill to incorporate the town of Stilesboro', in the county of Bartow, to appoint commissioners for the same, and for other purposes.

A bill to legalize the appointment of L. J. B. Fairchild by the Justices of the Inferior Court of Chatham county as County Treasurer of said county.

A bill to incorporate a Company for the purpose of laying down carriage railways in certain streets of the city of Savannah, for operating the same, under a grant or ordinance of City Council of said city, and for other purposes.

A bill for the relief of Jasper J. Owen and William Owen, of the county of Franklin.

A bill for the relief of Dickerson Taliaferro, Jr., of Whitfield county.

A bill to legalize and make valid certain acts of Notarics Public in this State, and for other purposes.

The Senate have also passed the following bills of the House of Representatives, with amendments in which they ask the concurrence of the House, to-wit :

A bill to enable the Judges of the Superior and Inferior Courts of this State to fill vacancies by the appointment of Trustees in certain cases.

A bill requiring cost to be paid in advance in certain cases.

A bill to incorporate the Chattahoochee Manufacturing Company.

A bill to alter and amend paragraph 4424, part 4, title 1st, of the Code of Georgia.

A bill to incorporate the Augusta and Summerville Railroad company.

The House took up the report of the committee on the Senate bill to repeal section 285, excepting the fifth clause thereof, and also to repeal the first, second and third clauses of section 287, of the first article, fifth title, fourth chapter of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to alter and amend the Penal Code of Georgia.

On motion of Mr. Moses said bill was laid on the table for the present.

On motion, the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled.

Mr. Moses moved to take up the bill in relation to banks, bank officers, and stockholders in banks, and to repeal the proviso in the 1455th section of the Code of Georgia, and to repeal the 3283rd, 3284th, 4384th and 4326th sections of the Code of Georgia, and for other purposes, for which the committee had reported a substitute, upon which motion the ayes and noes were required to be recorded, and resulted in ayes 45, and noes 65.

Those who voted in the affirmative are Messrs:

Asbury,	Humphreys,	Phillips,
Atkinson,	Jones, J. B., of	Powell,
Baker,	Burke,	Robson,
Barnes,	Jones, J. J., of	Russell of Chat-
Baynes,	Burke,	ham,
Bennett,	Kibbee,	Russell of Musco-
Brown of Houston,	Lawson,	gee,
Cabaniss,	Maddox of Fulton,	Scandrett,
Colley,	McCullough,	Shaw,
Dodson,	McDowell of Pike,	Snead,
Dodds,	McDougald,	Starr,
DuBose,	Morrow,	Swearingen,
Gartrell,	Mitchell of Thomas,	Tucker,
Green,	Moses,	Vason,
Gross,	Oates,	Wicker,
Hicks,	Peeples,	
Holliday,	Pickett,	

Those voting in the negative are Messrs:

Adams,	Howard, of Bartow,	Reese,
Benson,	Howard of Lump-	Render,
Boyd,	kin,	Rhodes,
Brown of Early,	Hudson,	Ridley,
Brock,	Hughes of Union,	Rogers,
Burch,	Johnson of Forsyth,	Roundtree,
Byrd,	Johnson of Henry,	Sale,
Byington,	Johnson of Wilcox,	Shepherd,
Candler,	Mattox of Elbert,	Sims, of Bartow,
Dixon of Walker,	Mallard,	Simms, of Newton,
Dorsey,	McCutchen,	Stapleton,
Dozier,	McDowell of Heard,	Stanton,
Durham,	McLendon,	Stewart,
Ellington,	McWhorter of	Swann,
Evans,	Greene,	Thomas,
Fincannon,	McWhorter of	Umphrey,
French,	Oglethorpe,	Watkins,
Frost,	Mizell,	Weaver,
Glenn,	Mitchell of Gwin-	Wilkerson,
Grogan,	nett,	Woods of Floyd,
Hall,	Montgomery,	Woods, of Morgan,
Hand,	Quillian,	Womble.
Harlan,	Ragsdale,	
Hargett,	Redwine,	

Ayes 45, noes 65. So the motion to take up was lost.

Mr. Render, chairman of the Enrolling committee, reported as duly enrolled and ready for the signatures of the Speaker of the House of Representatives and President of the Senate, the following acts, to-wit:

An act to change the line between the counties of Muscogee and Chattahoochee, so as to make the Upatoi creek to the Chattahoochee river the dividing line.

Also, an act to allow parties time to make writs of *Certiorari* in certain cases.

Also, an act to repeal so much of the 1655th section of the Code of Georgia as prohibits the marriage of persons within the fourth degree of consanguinity.

Also, an act to incorporate the Oostanaula Steamboat Company, with powers of insurance.

Also, an act for the relief of Administrators, Executors, Guardians and Trustees, in certain cases.

Also, an act making provision for a division in kind of lands belonging to the estates of deceased persons, and lying in several counties, and to protect the rights of minor distributees in the same.

Also, an act to allow Clerks of the Superior and Inferior Courts of McIntosh county to keep their offices more than one mile from the Court House.

Also, an act to alter and amend the charter of the town of Sparta, in the county of Hancock, so as to allow the commissioners thereof to increase the license fee for the retail of spirituous liquors.

Also, an act to repeal all laws making it penal for the people of this State to receive and circulate United States currency.

Also, an act to incorporate the city of Madison, to provide for its government, define its powers, and for other purposes therein mentioned.

Also, an act to incorporate the Savings Bank of Savannah.

Also, an act to authorize the Inferior Court of Thomas county, and of the county of Liberty, to levy and collect a tax for certain purposes.

Also, an act to amend an act assented to December 12th, 1863, amendatory of the 2480th section of the revised Code of Georgia.

Also, an act to define and provide for proving the time from which records shall be counted in cases when the recording has been, or may hereafter be delayed from the want of books in the proper office.

Also, an act to authorize the Chatham Academy, the Free School, and the Union Society, to sell their interest in certain vacant lands in Chatham county, appropriated to them by an act of the General Assembly assented to December 29th, 1829, and for other purposes.

Also, an act to incorporate the Muscogee Insurance and Industrial Association.

Also, an act to authorize the Governor under certain circumstances to arrest the State tax upon land for the year 1866.

Also, an act to incorporate the Southern Mining Company.

Also, an act for the relief of Milley Howard, former wife of Simon P. Howard, of Pierce county, Georgia.

Also, an act to authorize the Superintendent of the Western & Atlantic Railroad, and the Treasurer of the United States, to execute a bond for the payment of certain purchases from the United States, and to pledge the faith of the State for the payment thereof.

Also, an act to authorize the payment of certain claims against the Western & Atlantic Railroad.

Also, an act to compel Railroad, Steamboat and Express Companies to furnish parties receipts for articles delivered, and prescribe the penalty for refusal.

Also, an act to authorize the Inferior Court of Bartow county to issue bonds to raise revenue for county purposes.

Also, an act to compensate Ebenezer Starnes, L. E. Black-

ley, Wm. Hope Hull and Samuel Barnett, commissioners, &c.

Also, an act to alter the rules of evidence in certain cases.

Also, an act to alter and amend section 1307, of third article of the Code of Georgia.

Also, an act to add an additional clause to the 1540th section of article 2nd, chapter 7th, paragraph 1st, title 16th of the Code of Georgia.

Also, an act to incorporate the Yonah Gold Company.

Also, an act to incorporate the Augusta Mutual Insurance Company.

Also, an act to incorporate the Eagle and Phoenix Manufacturing Company of Columbus, Georgia.

Also, an act to provide for the payment of teachers of Common Schools for the year eighteen hundred and sixty-five.

Also, an act to incorporate the Lookout Valley Mining Company.

Also, an act to alter and amend the 4435th section of the Penal Code of Georgia.

Also, an act to incorporate the North Georgia Petroleum and Mining Company, and for other purposes.

Also, an act to incorporate the Grand Bay Manufacturing Company, in the county of Berrien.

Also, an act to incorporate the Carroll Manufacturing Company, and for other purposes.

Also, an act to authorize any Sheriff or Constable in any county in this State to make arrests in any county in this State without regard to the residence of the arresting officer.

Also, an act to increase the pay of the Compiler, and provide for the early distribution of the laws.

Also, an act to alter and amend part 2nd, title 6th, chapter 2nd, section 2416, of the Code of Georgia.

Also, an act to alter and amend the several acts incorporating the city of Atlanta, in Fulton county.

Also, an act to fix the amount of compensation the officers and members of the General Assembly shall receive, until otherwise altered by law.

Also, an act for the relief of John S. Edmonson, of the county of Wilkes, and for other purposes.

Also, an act to authorize the Judges of the Superior Courts of this State to designate the place of holding their Courts in those counties in which the Court Houses have been destroyed until the rebuilding of the same.

Also, an act to authorize the Inferior Court of Randolph county to issue bonds, and for other purposes.

Also, an act to incorporate the Elijah Mining Company, of Georgia.

Also, an act to consolidate and amend the several acts in-

incorporating the town of Bainbridge, in the county of Decatur, and to grant certain privileges to the same.

Also, an act to incorporate the Brunswick and Altamaha Canal Company.

Also, an act to incorporate the North West Mining Company.

Also, an act to alter and amend section 1290, of the Code of Georgia.

Also, an act to change the time of holding the Superior Court of Lee county.

Also, an act to incorporate the Gordon Mining and Manufacturing Company.

Also, an act to define the liabilities of Vendue Masters in certain cases.

Also, an act to remit the taxes of 1864 and 1865, and for other purposes.

Also, an act to incorporate the Gate City Insurance company.

Also, an act to incorporate the Columbus Manufacturing company, and for other purposes therein mentioned.

Also, an act to incorporate the town of Springfield, to appoint commissioners for the same, and for other purposes therein mentioned.

Also, an act to incorporate the LaGrange Savings Bank.

Also, an act to legalize certain contracts made by Executors, Administrators, Guardians and Trustees, with persons of color and white persons, and authorize the making of such contracts in the future, and prescribe the effect of the same.

Also, an act to incorporate the Georgia Manufacturing and Paper Mill Company.

Also, an act to increase the fees of the Clerk of the Supreme Court, to regulate the fees of Ordinaries, Clerks, Sheriffs, and other county officers.

Also, an act for the relief of maimed indigent soldiers and officers, citizens of this State, who belonged to military organizations of this State in the State or Confederate States armies.

Also, an act for the relief of Administrators, Executors, Guardians and Trustees, and for other purposes.

Also, an act to authorize the Inferior Courts of the several counties to levy and collect an extra tax for the benefit of indigent soldiers, and indigent families of deceased soldiers of the late Confederate and State troops, and for other purposes therein mentioned.

Also, an act to incorporate the Cuthbert Manufacturing Company, and to confer certain powers and privileges thereon.

Also, a resolution asking that the President will open certain mail routes in the State of Georgia.

Also, a resolution allowing M. P. Quillian certain privileges.

Leave of absence was granted to Mr. Smith, of Clinch, for the balance of the session on account of sickness.

The following Senate bills were read the first time, to-wit:

A bill to incorporate the Planters Loan and Banking Association.

A bill to incorporate the Savings Bank, of Augusta.

The Senate bill to add fractional lots of land Nos. 224, 225 and 256, in the thirteenth district of originally Lee to the county of Terrell, was read the second time, and committed for a third reading.

The House took up the report of the committee on the bill of the Senate to incorporate the Metcalfe Manufacturing company.

The report of the committee was amended, and as amended agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the eleventh section of the charter of the Macon and Western Railroad Company.

On motion of Mr. Moses the bill was indefinitely postponed.

The House took up the Senate amendment to the bill to alter and amend paragraph 4424, part 4th, title 1st, of the Code of Georgia, and concurred in the same.

The House took up the report of the committee on the Senate bill to alter and amend sections 1338, 1339, 1340, 1341, 1343, 1351, 1353, chapter 4th, of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

On motion the House took a recess until 7 o'clock, p. m.

7 O'CLOCK, P. M.

The House re-assembled.

The House took up the Senate amendment to the bill requiring costs to be paid in advance in certain cases, and after discussion thereon the same was laid on the table for the present.

The House took up the Senate amendment to the bill to exonerate Sheriffs, their Deputies, and other collecting officers, from liability in certain cases.

On motion of Mr. J. J. Jones the amendment was disagreed to.

The House took up the report of the committee on the bill to incorporate the Madison Petroleum Company.

The amendments proposed by the committee on Manufactures were agreed to.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Inferior Court of Scriven county to retain the State tax of said county for the year 1866, for the purpose of rebuilding a Court House in said county.

On motion of Mr. Gross, of Scriven, said bill was laid on the table for the present.

The House took up the report of the committee on the Senate bill to repeal an act entitled an act to alter and amend an act entitled an act to incorporate the town of Hawkinsville, in the county of Pulaski, to appoint commissioners for the same, and to confer certain powers upon said commissioners; also, to incorporate the town of Grooverville, in Brooks county, and for other purposes, and to revive the twelfth section of said last recited act.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to establish a permanent Board of Education for the city of Savannah, and to incorporate the same, and for other purposes.

The report of the committee on the bill was agreed to, the bill was read the third time and passed.

The bill to alter and amend the 3778th section of the Code of this State was laid on the table for the present.

The House took up the Senate amendment to the bill to incorporate the Chattahoochee Manufacturing Company.

Mr. Ridley moved that the House disagree to the same, which motion was lost, and the amendment concurred in.

Mr. Russell, of Chatham, from the committee of Conference, appointed to consider the disagreement between the Senate and House of Representatives in relation to an amendment to a bill to be entitled an act to organize a County Court, define its jurisdiction, and for other purposes, made the following report:

Mr. Speaker: The committee of Conference appointed to take into consideration the disagreement between the Senate and House of Representatives in relation to the amendment of the House striking out Chatham county from the forty-fifth section of the bill to be entitled an act to organize a County Court, define its jurisdiction, and for other purposes, have discharged the duties required, and recommend

that the Senate recede from its disagreement to the said amendment made by the House of Representatives.

PHILIP M. RUSSELL,

Chairman, House.

B. B. MOORE,

Chairman, Senate.

On motion of Mr. Gartrell the said report was taken up, and agreed to.

The House took up the Senate amendment to the bill to enable the Judges of the Superior Courts of this State to fill vacancies by the appointment of Trustees in certain cases, and concurred in the same.

The House took up the Senate amendment to the bill to incorporate the Augusta and Summerville Railroad Company, and concurred in the same.

Mr. Gartrell introduced a resolution authorizing His Excellency, the Governor, to enquire whether or not any of the Railroad companies in this State are charging more than they are authorized to charge by their charters, and institute proceedings against such as are doing so, and do not desist.

On motion the House adjourned until 9 o'clock, Monday morning next.

MONDAY, MARCH 12TH, 1866, }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment and was opened with prayer by the Rev. Mr. Weaver, of Clay county.

Mr. DuBose moved a reconsideration of so much of the Journal of Saturday, as relates to the action of the House, on the Senate bill, to define the term "persons of color", and to declare the rights of such persons, which motion prevailed.

Mr. Ridley, of Troup, moved a reconsideration of so much of the Journal of Saturday, as relates to the action of the House, in agreeing to the amendment of the Senate, to the bill to incorporate the Chattahoochee Manufacturing company, which motion prevailed, and the House took up said amendment, and disagreed to the same.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :—*The Senate have agreed to the report of the committee of conference, upon the disagreement between

the two houses, in reference to the amendment of the House of Representatives, to the 45th section of the bill of the Senate, to organize a County Court, define its jurisdiction, and for other purposes.

The following bills of the House of Representatives, have been rejected by the Senate, to-wit :

A bill to change the county line between Spalding and Pike, so as to include the farm of John H. Akin, in Spalding county.

A bill to change the times of holding the Superior Courts of Clay county, in the Pataula circuit, and of Worth county, in the Southwestern circuit.

A bill to amend the 3604th section of the Code.

Mr. J. B. Jones, Chairman of the committee on Agriculture and Internal Improvements, made the following report :

The committee on Agriculture & Internal Improvements have had under consideration the report of the Superintendent of the W. & A. R. R., made to his Excellency the Governor, and by him transmitted to this House, and by it referred to this committee—

Upon its exhibits as to the condition of the Road, when received from the Federal Military authorities ; the purchases made, and to be made ; and the amount of money needed to refit the Road for profitable operation, his Excellency has already asked for an appropriation from the General Assembly. The committee find a substantial agreement between this report, and the report of the Board of Directors of said road, where the two reports treat of the same subject matter. Both allude to the violation, by the U. S. authorities, of the contract as first made, for the purchase of cars, engines, and other articles, for the Road, between the U. S. Military, and the State authorities. The sum of these purchases amounted to \$464,152.23, to be paid in two years, and to be secured by bond, &c. But the change consisted in demanding payment within that time, by monthly installments, with interest, at the rate of 7 3-10 per cent, by which change, the amount is made \$478,708.93, or a difference of \$14,556.70. Other claims, and questions of importance, touching this Road, directly, and through it the whole people of Georgia, are unsettled ; and for their adjustment, the Superintendent recommends the appointment of a Commissioner, to present them before the proper department, and if necessary, to have them tested before the proper judicial tribunal. In view of these facts, the committee present this question to the House : has the Governor the right to appoint an agent for the purpose indicated, (if he deems one necessary,) without authority from the General Assembly ? If he has, then, the committee think no further notice need be taken of the matter. But if he has

not, then the committee recommend authority be given him to make the appointment; and for that purpose, they propose a joint resolution, covering the subject.

All of which, is respectfully submitted.

J. B. JONES, Chm'n.

The committee on Agriculture and Internal Improvement, have had under consideration, the report to this General Assembly, of Messrs. R. M. Goodwin, W. L. Whitman, and J. R. Parrot, who are a majority of persons appointed, a Board of Directors, of the W. & A. R. R., by James Johnson, Provisional Governor of Georgia, under requisition of the War department, at Washington, for the purpose of receiving said Road from the Military possession of the U. S. to the State authorities. Accompanying said report is the official copy of the order of the War department, alluded to. Also, the report of Mr. John Flynne, former master machinist of said road, showing number of cars in the possession of said road, and the condition of said cars. Also, the number of engines, and other property bought from U. S., for the use of said Road. Also, statement of S. R. Hamell, A. Q. M., showing number of cars, and other R. Road supplies, sold to the W & A. R. R., in compliance with orders of the War department, of August 8th and Oct. 1st, 1865, amounting to \$366,611.77, due 30th Nov. last, and to be paid within 2 years, in equal monthly installments, of \$15,275.00, with interest at the rate of 7 3-10 per cent. The Board say, that they learned from Mr. Wm. G. Gramling, master carpenter of the Road, that at the time the Road was received from the Military authorities, the State had about 375 cars, and after a statement of their condition, they say, but the Board regret to inform your committee, that they have applied to Col. Baugh, Mr. Dooly and Mr. Gramling, for a statement of the number and condition of the cars, now belonging to the Road, and their localities, and have been unable to get any information on this subject. The Board further say, that finding no man connected with the Road, having experience or ability in running trains, and controlling the immediate workings of the various offices, they passed an order, proposing to E. B. Walker, the former master of transportation, on the Road, to take his old position, first at a salary of \$3,000, and then at a salary of \$4,000, but failed to procure his services. They also issued proposals for the speedy and substantial erection of bridges on said Road, when their labors were suddenly arrested by Gov. James Johnson, informing them that they had done about all that it was necessary for them to do, and "that the duty of the Board was to meet and pass a few resolutions, and leave the matter to himself and the Superintendent". Being thus unceremoniously stopped by the Governor, in what they con-

ceived to be their duty, the Board proposed to resign immediately, and publish the proceedings, but were urged by Gov. James Johnson not to do so, lest the Military authorities might again take possession of the Road. The Board state, that the Road passed into the exclusive management of Gov. Johnson, and Col. Baugh, Superintendent, on 27th September, 1865. But before their adjournment, they ordered the Superintendent to purchase, from the U. S. government, all cars, engines, houses, shops, tools, and materials, that would be needed by the Road. Invoices of these purchases, accompany the report, showing a balance to be due 30th Nov. 1866, with interest added, at 7 3-10 pr. ct., of \$478,708.93, as per statement marked 3.

The Board charge the heavy loss in the damage of bridges, by the freshet of 24th Dec. 1865, to the failure of the Superintendent to take sufficient bonds, for the prompt and speedy erection of the same.

The Board call the attention of the Legislature to the operations of the Express company upon said Road, in which they allege a monopoly of the freighting on said Road, to the exclusion of other shippers, with no additional benefit to the State.

Accompanying the report, is a statement of Mr. J. H. Flynn Mr. W. G. Ashley, marked exhibit C, showing that certain property of said Road, was removed from Atlanta by the U. S. M. authorities, and no account rendered of the same, amounting to \$5,052.50, and a statement also. Exhibit D, showing an unjust demand, against said Road, incurred by the Military authorities, prior to the time it was turned over to the State, amounting to \$26,451.65. For the settlement of these and other claims, in which many thousand dollars, may be involved, the Board recommend the appointment of an able and reliable Commissioner. The Board notice the fact that by mismanagement in some of the officers of the Road, the State has had to pay \$5,930.20, for goods lost and damaged, between Sept. 25th and Jan'y 15th, less than four months.

The Board submit many other matters of interest, touching the Road, its condition, repairs, expenses, and faults of its present management, which may be deemed worthy of preserving, for future reference. But the committee to whom the report was referred, (without special instructions) have detached the foregoing from the body of that voluminous document, as the most interesting to be presented in this condensed form, to the House.

All of which, the committee respectfully submit, with the recommendation of the adoption of the resolution herewith submitted.

J. B. JONES, Chm'n.

Mr. Render, chairman of the Enrolling committee, reported as duly enrolled and ready for the signatures of the Speaker of the House of Representatives and President of the Senate, the following acts, &c., to-wit :

An act to repeal an act, entitled an act, to allow the Ordinaries of this State, to charge and receive, certain fees, assented to Dec. 14th, 1863, and to authorize them to charge and receive the following fees, in addition to those specified in the Code.

Also, an act to amend an act, entitled an act, to incorporate the Georgia Citizens Insurance company, assented to December 12th, 1859.

Also, an act to appoint new Commissioners for the town of Hardwick, to incorporate the same, and for other purposes.

Also, an act to incorporate the Franklin Mining and Manufacturing company.

Also, an act to define the liability of Executors, Administrators, Guardians and Trustees, in certain cases, and regulate the settlement with the same.

Also, an act to extend the charter of the Roswell Manufacturing company.

Also, an act, to authorize his Excellency the Governor of this State, to issue and negotiate the bonds of the State, whereby to raise money for the payment of the public debt, and interest thereon, and meet appropriations made, and to be made by the General Assembly, and to provide a security for the same.

Also, an act to amend the 3988th section of the Code.

Also, an act for the relief of Dickinson Taliaferro, Jr., of Whitfield county.

Also, an act to incorporate the Chestatee River and Long Branch Hydraulic Hose Mining company.

Also, an act to legalize and make valid, certain acts of Notaries Public, in this State, and for other purposes.

Also, an act to incorporate a company for the purpose of laying down carriage railways, in certain streets of the city of Savannah, for operating the same, under a grant or ordinance of the city council of said city, and for other purposes.

Also, an act to incorporate the American Insurance and Industrial agency.

Also, an act to alter and amend the 1629th section of the Code, to strike out the 3rd provision of said section, and to add additional provisions thereto, and to repeal sections 1630th and 1631st, of the Code.

Also, an act to incorporate the Augusta and Summerville Rail Road company.

Also, an act to authorize the Justices of the Inferior Courts

of this State, to purchase a farm for paupers, and for other purposes.

Also, an act to legalize the appointment of L. J. B. Fairchild, by the Justices of the Inferior Court of Chatham county, as county Treasurer of said county.

Also, an act to appropriate any money in the treasury of the county, or in the control of the Justices of the Inferior Court of Pickens, arising from the sale of cotton, since the surrender of the armies of the Confederate States.

Also, an act to establish the Southern Bank of America.

Also, an act to alter and amend paragraph 4424, part 4, title 1st, of the Code of Georgia.

Also, an act to incorporate the Mechanics Savings Bank of Augusta.

Also, an act to incorporate the town of Stilesboro, in the county of Bartow; to appoint commissioners for the same, and for other purposes.

Also, an act for the relief of Jasper J. Owen, and William Owen, of the county of Franklin.

Also, an act to incorporate the Southern Savings Bank and Commercial agency.

Also, an act to incorporate the Gate City Foundry Car Manufacturing and Machine Works, in the city of Atlanta, county of Fulton, and State of Georgia.

Also, an act to incorporate the Steam Cotton Mill company.

Also, an act to incorporate the Little River Mining company.

Leave of absence was granted to Mr. Johnson, of Forsyth, Mr. Robson, of Washington, and Mr. Womble, of Upson, on account of sickness.

The House took up the reconsidered Senate bill to define the term "persons of color", and to declare the rights of such persons.

Mr. J. J. Jones offered the following amendment: insert after the word "evidence" in the 4th line of the 2nd section, the words "as now prescribed by statute, approved 15th Dec'r, 1865"

Mr. Russell, of Muscogee, offered an amendment to said amendment, which, on motion was laid on the table for the present.

Mr. Peeples moved the indefinite postponement of the amendment, offered by Mr. Jones, which motion was lost.

The amendment offered by Mr. Jones was agreed to.

The previous question was called and sustained.

The report as amended, was agreed to, the bill was read the third time and passed.

The Senate bill to add fractional lots of land, Nos. 224,

225 and 256, in the 13th District, of originally Lee, to the county of Terrell, was laid on the table for the present.

On motion, the roll was called, when the following Members answered to their names, to-wit :

Adams,	Howard of Lump-	Ragsdale,
Asbury,	kin,	Redwine,
Atkinson,	Hodges,	Rhodes,
Baker,	Hudson,	Ridley,
Barnes,	Humphreys,	Robinson, of Lau-
Baynes,	Hughes, of Twiggs,	rens,
Bennett,	Hughes, of Union,	Rogers,
Benson,	Johnson, of Henry,	Roundtree,
Boyd,	Johnson, of Wilcox,	Russell of Chatham,
Bragg,	Jones, J. B., of	Russell of Muscogee,
Brown, of Early,	Burke,	Sale,
Brown, of Houston,	Jones, J. J.	Scandrett,
Brock,	of Burke,	Shaw,
Cabaniss,	Kibbee,	Shepard,
Cameron,	Lawson,	Sims, of Bartow,
Candler,	Maddox of Fulton,	Simms, of Newton,
Cloud,	Mattox, of Elbert,	Smith, of Hancock,
Dickson, of Walker,	Mallard,	Snead,
Dorsey,	McCullough,	Stapleton,
Dozier,	McCutchen,	Starr,
Durham,	McComb,	Stanton,
DuBose,	McDowell, of Pike,	Swann,
Edge,	McLendon,	Swearingen,
Ellington,	McWhorter.	Thomas,
Evans,	of Greene,	Tucker,
Fincannon,	McWhorter of Ogle-	Umphrey,
French,	thorpe,	Vason,
Frost,	Mizell,	Watkins,
Gartrell,	Morris, of Franklin,	Weaver,
Glenn,	Morrow,	Wicker,
Green,	Mitchell,	Willis,
Grogan,	of Gwinnett,	Williams, of Bryan,
Gross,	Mitchell of Thomas,	Williams, of Bul-
Hand,	Moses,	loch,
Hargett,	Oates,	Wilkerson,
Hicks,	Pickett,	Woods, of Floyd,
Hill,	Phillips,	Woods, of Morgan,
Holliday,	Pottle,	
Howard of Bartow,	Quillian,	

The following named Representatives were absentees :

Alexander,	Byington,	Dart,
Bush,	Carter,	Davenport,
Burch,	Cook,	Dixon, of Macon,
Byrd,	Colley,	Dodson,

Dodds,	McDowell of Heard,	Sharp,
Ford,	McDougald,	Smith, of Clinch,
Frazer,	McRae,	Speer,
Gibson,	McQueen,	Stallings,
Gunnells,	Morell,	Stanfield,
Hall,	Morris of Montgom-	Stewart,
Harrison,	ery,	Sumner,
Harden,	Montgomery,	Tench,
Harlan,	Moughon,	Usry,
Hinton,	Peeples,	Wall,
Hollis,	Powell,	White,
Hockenull,	Reese,	Wilburn,
Johnston,	Render,	Williams of Dooly,
of Forsyth,	Robinson, of Ap-	Winningham,
Johnson, of Pierce,	pling,	Woodward.
Kirby,	Robertson,	Womble.
Lindsay,	Robson,	
Martin,	Rumph,	

Mr. Render, from the committee on Enrollment, reported as duly enrolled, and signed by the President of Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit :

An act to incorporate the American Industrial Insurance company.

An act to incorporate the Trenton and Lookout Mining Manufacturing and Petroleum company.

An act to exempt from levy and sale certain property of every debtor in this State, and for other purposes.

An act to repeal the 2635th section of the Code, and to substitute another in lieu thereof.

An act to repeal section 285, excepting the fifth clause thereof ; and also, to repeal the first, second and third clauses of section 237, of the first article, fifth title, fourth chapter, of the Code of Georgia.

An act to incorporate the citizens Insurance company of Atlanta.

An act to organize and establish an Orphan's Home, in this State.

An act to define and regulate Court contracts, and prescribe the manner of enforcing the same in the County Courts.

An act, to alter and amend sections 1338. 1339, 1340, 1341, 1343, 1351, 1353, chapter 4th, of the Code of Georgia.

An act, to repeal an act, entitled an act, to alter and amend an act, entitled an act, to incorporate the town of Hawkinsville, in the county of Pulaski, to appoint commissioners for the same, and to confer certain powers upon said commissioners.

Also, to incorporate the town of Grooversville, in Brooks county, and for other purposes, and to revive the 12th section of said last above recited act.

An act to organize a County Court, define its jurisdiction and for other purposes.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit :

Mr. Speaker :—The Senate have concurred in the amendments of the House of Representatives, to the following bills of the Senate, to-wit :

A bill to extend the corporate limits of the town of Thomsville.

A bill to incorporate the Metcalfe Manufacturing company.

A bill to incorporate the Madison Petroleum company of Georgia.

The Senate insists upon its amendment to the amendment of the House of Representatives, to the bill of the Senate, to exonerate Sheriffs and their Deputies and other collecting officers, from liability in certain cases.

The Senate have passed the following bills of the House of Representatives, with amendments, in which they invite the concurrence of the House, to-wit :

A bill for raising revenue for the political year eighteen hundred and sixty-six, and to appropriate money for the support of the government during said year, and to make certain special appropriations, and for other purposes therein mentioned.

A bill to make it penal for any officer, agent, or other employee, of any Rail Road company in this State, to charge for transporting freights or passengers above the rates allowed by their several charters.

The Senate have passed the following bills of the House of Representatives, to-wit :

A bill to incorporate the Dalton Medical College.

A bill to authorize the Ordinaries of this State to issue temporary letters of Administration, and to require the party to whom issued, only to give bond and security for double the value of the property other than real estate, and for other purposes.

A bill to alter and amend the laws of this State, in relation to apprentices.

A bill to incorporate the City Loan Association, and Savings Bank of Georgia, by a constitutional majority, yeas 21, nays 4.

The Senate have disagreed to the amendment of the House of Representatives, to the bill of the Senate, to define

the term "persons of color", and to declare the rights of such persons.

The Senate have receded from their amendments, to the bill of the House of Representatives, to incorporate the Chattahoochee Manufacturing company.

The Senate have agreed to the following resolutions of the House of Representatives, to-wit :

A resolution appointing a joint sub-committee, to visit, and report upon the Deaf and Dumb Asylum at Cave Springs, Floyd county Georgia ; the committee on the part of the Senate, are Messrs. C. H. Smith and Quillian.

A resolution authorizing and requesting the Governor to purchase copies of Wellborn's pamphlet of public Laws, &c., of the present session, for certain county officers, and to pay for the same.

The following message was received from his Excellency the Governor, by Mr. Williams, his Secretary, to-wit :

Mr. Speaker :—I am directed by the Governor, to deliver to the House of Representatives, a communication in writing :

On motion, said communication was taken up, and read, and is as follows :

EXECUTIVE DEPARTMENT, }
MILLEDGEVILLE, 12TH MARCH, 1866. }

To the General Assembly :

No bill having yet been reported to me relative to the civil status of the Freedmen, and the session being near its close, I again respectfully urge, that the General Assembly do not adjourn without distinct action on this subject. We here are all agreed that free persons of color are not to be admitted to the ballot box, or the jury box. But it is essential to our restoration that their capacity to contract, to sue and be sued, to hold property, to testify in the Courts, should be made full and complete, that in these respects, they should be placed on the footing of the citizen. If we are to get rid of military rule, and of the Freedmen's bureau, if we are to have the laws administered by our own Courts, I am satisfied, by information in my possession, that these things must be done.

CHARLES J. JENKINS,
Governor.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker : The Senate have passed the following bill, of the House of Representatives, to-wit :

A bill to regulate the manner of convicts laboring upon

public works, and define the powers and duties of the Inferior Court, and Governor of the State, touching the same, and for other purposes therein mentioned.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker :—The Senate have agreed to a joint resolution, in relation to his Excellency the President of the United States, in which the concurrence of the House of Representatives is respectfully solicited.

The Senate bill to incorporate the Savings Bank of Augusta, was read the second time, and committed for a third reading.

The House took up the Senate amendment, to the bill to require costs to be paid in advance in certain cases, and concurred in the same.

The Senate bill to incorporate the Planter's Loan and Banking Association, was read the second time, and committed for a third reading.

The House took up the Senate resolution authorizing the Governor to appoint a committee to examine a digest of reports of the Supreme Court.

Leave of absence was granted to Mr. Stewart, of Spalding, for the balance of the session, on account of sickness.

On motion of Mr. Glenn, it was ordered that all bills and resolutions, passed on to-day, be sent forthwith to the Senate, unless notice be given at the time, that a motion will be made to reconsider.

Mr. Gartrell moved to take up the resolution authorizing the Governor to take certain action in relation to Rail Roads in this State, which motion prevailed.

Mr. Russell, of Muscogee, moved to amend the resolution as follows :

“Provided, this shall be done without incurring any expense to the State, on account of services necessary to carry this resolution into effect”, which was disagreed to.

Mr. McWhorter, of Greene, moved to strike out the second resolution, which motion was lost.

The resolution was amended and adopted.

The House took up the Senate amendments to the bill to provide for raising a revenue for the political year 1866, to appropriate money for the support of the government during said year, and to make certain special appropriations, and for other purposes.

The first amendment to the third section was agreed to, and the second amendment to said section was disagreed to.

The amendment to the sixth section as to the mileage of Messengers and Door-keepers, was disagreed to.

The amendment to the tenth section, striking out "forty thousand", and inserting "fifty thousand" dollars, to pay her pauper patients, in the Lunatic Asylum, was disagreed to. Also, their amendment striking out the last 3 lines of said section.

The amendment to the 11th section was concurred in.

The amendment to the 14th section was concurred in.

The amendment to the 16th section was disagreed to.

The amendment to the 21st section was concurred in.

The amendment to the 22nd section was concurred in.

The amendment to the 23rd section was concurred in.

The amendment to the 24th section was concurred in.

The amendment to the 25th section was disagreed to.

The amendment to the 26th section was concurred in, with an amendment.

The amendment to the 28th section was concurred in.

The amendment to the 32nd section was disagreed to.

The amendment to the 35th section was disagreed to.

The amendment to the 36th section was disagreed to.

The amendment to the bill as an additional section, 37, was disagreed to.

The additional sections, 38 and 39, were concurred in.

The additional section, No. 40, was disagreed to.

The amendment, as an additional section, No. 41, was concurred in, with an amendment.

Leave of absence was granted to Mr. Wilkerson, of Columbia, for the balance of the session, on account of sickness.

On motion the House took a recess until 3 o'clock, P. M.

3 O'CLOCK, P. M.

The House re-assembled, and took up the House amendment to the Senate bill to define the term "persons of color", and to declare the rights of such persons, and receeded from said amendment.

The House took up the Senate amendment, to the House amendment, to the bill to exonerate Sheriffs and other collecting officers, from liability in certain cases, to which the House had disagreed, and insisted on its disagreement.

On motion, the roll was called, when the following members answered to their names, to-wit :

Adams,
Asbury,
Baker,

Barnes,
Baynes,
Bennett,

Benson,
Bragg,
Brown, of Early,

Brown, of Houston,	Hughes, of Union,	Render,
Brock,	Johnson, of Henry,	Rhodes,
Burch,	Johnson, of Wilcox,	Ridley,
Byington,	Jones, J. B.	Robinson,
Cameron,	of Burke,	of Laurens,
Candler,	Jones, J. J	Rogers,
Colley,	of Burke,	Roundtree,
Dickson of Walker,	Lawson,	Russell, of Chatham,
Dodds,	Maddox, of Fulton,	Russell of Muscogee,
Durham,	Mattox, of Elbert,	Sale,
DuBose,	Mallard,	Scandrett,
Edge,	McCullough,	Sharp,
Ellington,	McCutchen,	Shaw,
Fincannon,	McComb,	Shepard,
French,	McDowell, of Pike,	Sims, of Bartow,
Frost,	McLendon,	Simms, of Newton,
Gartrell,	McWhorter of	Smith, of Hancock,
Glenn,	Greene,	Snead,
Green,	McWhorter,	Stapleton,
Grogan,	of Oglethorpe,	Starr,
Gross,	Mizell,	Stanton,
Hand,	Morrell,	Thomas,
Harden,	Morris, of Franklin,	Tucker,
Harlan,	Morrow,	Umphrey,
Hargett,	Mitchell of Thomas,	Watkins,
Hicks,	Moses,	Weaver,
Hill,	Oates,	Wicker,
Holliday,	Peeples,	Willis,
Howard of Bartow,	Pickett,	Williams, of Bryan,
Howard,	Phillips,	Williams,
of Lumpkin,	Pottle,	of Bulloch,
Hodges,	Quillian,	Williams, of Dooly,
Humphreys,	Ragsdale,	Woods, of Floyd,
Hughes, of Twiggs,	Redwine,	Woods, of Morgan.

The following Representatives were absentees :

Alexander,	Dozier,	Kibbee,
Atkinson,	Evans,	Kirby,
Boyd,	Ford,	Lindsay,
Bush,	Fraser,	Martin,
Byrd,	Gibson,	McDowell of Heard,
Cabaniss,	Gunnells,	McDougald,
Carter,	Hall,	McRae,
Cloud,	Harrison,	McQueen,
Cook,	Hinton,	Morris of Montgom-
Dart,	Hollis,	ery,
Davenport,	Hockenhull,	Mitchell, of Gwin-
Dixon, of Macon,	Hudson,	nett,
Dodson,	Johnson, of Forsyth,	Montgomery,
Dorsey,	Johnson, of Pierce,	Moughon,

Powell,	Stallings,	Wall,
Reese,	Stanfield,	White,
Robinson, of Ap- pling,	Stewart,	Wilburn,
Robertson,	Sumner,	Wilkerson,
Robson,	Swann,	Winningham,
Rumph,	Swearingen,	Woodward,
Smith of Clinch,	Tench,	Womble.
Speer,	Usry,	
	Vason,	

The following message was received from the Senate through Mr. Weems their Secretary, to wit:

Mr. Speaker:—The Senate have passed a bill of the House of Representatives, to incorporate the Georgia and Alabama Manufacturing company, with amendments, to which they invite the concurrence of the House of Representatives.

The House took up the Senate amendment to the bill to make it penal for any officer, agent, or other employee, of any Rail Road company, in this State, to charge for transporting freights or passengers, above the rates allowed by their several charters; and disagreed to the same.

The House took up the report of the Committee on the Senate bill to alter and amend the Penal Code of this State.

Mr. Pottle, of Warren, moved the indefinite postponement of the bill, which motion was lost.

The report was agreed to, the bill was read the third time and passed.

The House took up the Senate amendments to the bill to incorporate the Alabama and Georgia Manufacturing company, and concurred in the same.

The bill to alter and amend chapter 4th, article 1st, part 2nd, title 2nd, of the Code of Georgia, in relation to indentured servants and apprentices, was read the third time and lost.

The Senate bill to make valid private contracts entered into and executed during the war, against the United States, and to authorize the Courts of this State to adjust the equities between parties, to contracts made, but not executed, and to authorize settlements of such contracts, by persons acting in a fiduciary character, was read the third time and lost.

The House took up the resolution reported by the committee on Agriculture and Internal Improvements, authorizing the Governor to have a test made of the matter of difference between the State of Georgia, and the United States, touching the W. & A. Rail Road, which was read and adopted.

Mr. Moses offered a resolution requiring the Superintendent of the Lunatic Asylum, simply to revise the accounts when made out by his Steward; which was taken up, read and adopted.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker : The Senate insists upon their amendments to the following sections, of the bill of the House of Representatives, for raising a revenue for the political year 1866, and to appropriate money for the support of the government during said year, and to make certain specific appropriations, to-wit : the amendment to the 10th section, the amendment to the 16th section, the amendment to the 25th section, the amendment adding an additional section, appropriating certain money to John R. Roberts, and Elam Johnson.

The Senate recedes from the following amendments, to-wit :

Their amendment to the 29th line of the 3rd section ; their amendment to the 6th section ; their amendment to the 35th section.

The Senate concurs in the amendments of the House of Representatives, to the following amendments of the Senate, to-wit :

The amendment to the 26th section.

The Senate refuse to concur in the amendment of the House of Representatives, to the amendment of the Senate, in reference to the salaries of officers of the Penitentiary.

The Senate adheres to its amendment, to the amendment of the House of Representatives, to the bill of the Senate, to exonerate Sheriffs, and certain other collecting officers, from liability in certain cases, and asks a committee of conference. The committee on the part of the Senate, consists of Messrs. Bower, Moore and Thornton.

On motion, the House adhered to their amendment. The committee on the part of the House are Messrs. DuBose, Jones, J. J., Russell of Muscogee, Willis and Kibbee.

The resolution to authorize the refunding of certain moneys to Wm. F. Groves, of Marietta, was withdrawn.

The House took up the Senate amendments to the general appropriation bill, and receded from their disagreement to the amendment, to the 10th section. Adhered to their disagreement to the amendment to the 16th section. Adhered to their disagreement to the Senate amendment to the 25th section. Also, as to the 32nd section.

The House receded from their disagreement to the Senate amendment, to the 36th section.

The House adhered to their disagreement to the Senate amendment, to the 37th section.

The House recessed from their disagreement to the amendments of the Senate, as to the 38th, and also, the last section to the bill.

House invited a committee of conference on the disagreements between the two Houses upon said bill, and appointed upon the part of the House, Messrs. McWhorter of Greene, Ridley, Adams, McCombs and Starr.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker :—The Senate insists upon its amendment to the bill of the House of Representatives, to make it penal for any officer, agent, or other employee, of any Rail Road company in this State, to charge for transporting freight or passengers above the rates allowed by their several charters.

Mr. Render, chairman of the Enrolling committee, reported as duly enrolled and ready for the signatures of the Speaker of the House of Representatives and President of the Senate, the following acts and resolutions, to-wit :

An act to amend the several acts, incorporating the city of Macon, to enlarge the powers of the Mayor and Council thereof, and to extend the limits of the city.

An act to extend the corporate limits of the town of Thomasville Georgia.

An act to incorporate the Madison Petroleum company of Georgia.

An act to establish a permanent Board of Education for the city of Savannah, and to incorporate the same, and for other purposes.

A resolution authorizing the Governor to appoint a committee to examine a digest of reports of the Supreme Court.

A joint resolution authorizing his Excellency the Governor to appoint commissioners to examine and report upon the propriety of removing the Penitentiary, or of building an additional one, and report all the facts and information, to the next meeting of this General Assembly.

The following message was received from his Excellency the Governor, by Mr. Williams, his Secretary, to-wit :

Mr. Speaker :—The Governor has approved and signed the following acts, to-wit :

An act to incorporate the Atlanta Mining and Rolling Mill company.

An act to change the time of holding the Inferior Courts of the county of Lincoln.

An act to amend an act, entitled an act, to incorporate an Insurance company in the city of Augusta, to be called the

Commercial Insurance company of Augusta, assented to April 18th. 1853.

An act for the relief of Moses G. Collins.

An act to extend the time for the completion of the Coosa and Chattooga River Rail Road.

An act for the election of a Superintendent of public roads and bridges, in the counties of Wilkes, Muscogee and Lincoln, and such other counties as may adopt the provisions of this act, and to define his rights and duties, and to repeal all laws inconsistent with this act.

An act to repeal so much of an act, entitled an act, to add a part of the county of Paulding to the county of Carroll, and a part to the county of Floyd, assented to on the 22nd day of December, 1847, as relates to lots number 520, 591 and 601, in the first district, third section, of originally Paulding county, and to add lots number 413 and 414, first district and third section, of Paulding county, to the county of Carroll.

An act supplementary to, and explanatory of the 2462nd section of the Code of Georgia, relating to the administration of unrepresented estates.

An act to incorporate the North-Georgia Petroleum and Mining company, and for other purposes.

An act to remit the taxes of 1864 and 1865, and for other purposes.

An act to consolidate and amend the several acts incorporating the town of Bainbridge, in the county of Decatur, and to grant certain privileges to the same.

An act to incorporate the Lookout Valley Mining company.

An act to incorporate the Cuthbert Manufacturing company, and to confer certain powers and privileges thereon.

An act to incorporate the Columbus Manufacturing company, and for other purposes.

An act to amend an act, assented to Dec'r 12th, 1863, amendatory of the 2480th section of the revised Code of Georgia.

An act to authorize the Chatham academy, the Free school, and the Union Society, to sell their interest in certain vacant lands, in Chatham co., appropriated to them by an act of the General Assembly, assented to Dec. 29th. 1829, and for other purposes.

An act to incorporate the town of Springfield, to appoint commissioners for the same, and for other purposes therein mentioned.

An act to allow parties time to make writs of certiorari, in certain cases.

An act to compensate Ebenezer Starnes, L. E. Bleckley, Wm. Hope Hull and Samuel Barnett, commissioners, &c.

An act to increase the pay of the Compiler, and provide for the early distribution of the laws.

An act to incorporate the Ellijay Mining company of Georgia.

An act to repeal all laws making it penal for the people of this State, to receive and circulate United States currency.

An act to incorporate the city of Madison, to provide for its government, define its powers, and for other purposes therein mentioned.

An act to authorize the Inferior Courts of the several counties, to levy and collect an extra tax for the benefit of the indigent soldiers and indigent families of deceased soldiers, of the late Confederate and State troops, and for other purposes therein mentioned.

An act to provide for the payment of teachers of common schools, for the year 1865.

An act to incorporate the Gate City Insurance company.

An act to incorporate the Carrol Manufacturing company, and for other purposes.

An act to alter and amend the several acts incorporating the city of Atlanta, in Fulton county.

An act to authorize the Inferior Court of Randolph county, to issue bonds, and for other purposes.

An act to alter and amend part 2nd, title 6th, chapter 2nd, section 2416, of the Code of Georgia.

An act to change the line between the counties of Muscogee and Chattahoochee, so as to make the Upatoi creek to the Chattahoochee river, the dividing line.

An act to alter the rules of evidence in certain cases.

An act to legalize certain contracts, made by Executors, Administrators, Guardians and Trustees, with persons of color, and white persons, and authorize the making of such contracts in the future, and prescribe the effect of the same.

An act to incorporate the Georgia Manufacturing and Paper Mill company.

An act to incorporate the LaGrange Savings Bank.

An act to incorporate the Eagle and Phoenix Manufacturing company, of Columbus Georgia.

An act to add an additional clause to the 1540th section, of article 2nd, chapter 7th, part 1st, title 16th, of the Code of Georgia.

An act to alter and amend the 4435th section of the Penal Code of Georgia.

An act to define the liabilities of Vendue Masters, in certain cases.

An act to incorporate the Yonah Gold company.

An act for the relief of maimed indigent soldiers, and officers, citizens of this State, who belonged to Military organi-

zations of this State, in the State or Confederate States armies.

An act for the relief of Administrators, Executors, Guardians and Trustees, and for other purposes.

An act to define and provide for proving the time from which records shall be counted, in cases when the recording has been, or may hereafter be delayed, from the want of books in the proper office.

An act to incorporate the Grand Bay Manufacturing company, in the county of Berrien.

An act to incorporate the Savings Bank of Savannah.

An act for the relief of Milley Howard, former wife of Simon Howard, of Pierce county Georgia.

An act to authorize the Inferior Court, of Thomas county, and of the county of Liberty, to levy and collect a tax for certain purposes.

An act to authorize the Judges of the Superior Courts of this State, to designate the place of holding their Courts in those counties in which the Court-houses have been destroyed, until the rebuilding of the same.

An act to alter and amend section 1290 of the Code of Georgia.

An act to incorporate the Gordon Mining and Manufacturing company.

An act to authorize the Governor, under certain circumstances, to arrest the State tax upon land, for the year 1866.

An act to incorporate the Southern Mining company.

An act to incorporate the Brunswick and Altamaha Canal company.

An act for the relief of Administrators, Executors, Guardians and Trustees, in certain cases.

An act to alter and amend section 1307 of 3rd article, of the Code of Georgia.

An act to repeal so much of the 1655th section of the Code of Georgia, as prohibits the marriage of persons within the fourth degree of consanguinity.

An act, making provisions for a division in kind, of lands belonging to the estates of deceased persons, and lying in several counties, and to protect the rights of minor distributees in the same.

An Act to increase the fees of the Clerk of the Supreme Court, to regulate the fees of Ordinaries, Clerks, Sheriffs, and other county officers.

An act to allow Clerks of the Superior and Inferior Courts of McIntosh county, to keep their offices more than one mile from the Court-house.

An act to incorporate the Augusta Mutual Insurance company.

An act for the relief of John S. Edmondson, of the county of Wilkes, and for other purposes.

An act to authorize the Inferior Court of Bartow county to issue bonds, to raise revenue for county purposes.

An act to alter and amend the charter of the town of Sparta, in the county of Hancock, so as to allow the commissioners thereof, to increase the license fee for the retail of spirituous liquors.

An act to incorporate the Oostanaula Steamboat company, with powers of insurance.

Also, resolution asking that the President will open certain Mail routes in the State of Georgia.

Resolution allowing M. P. Quillian certain privileges.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker :—The Senate have concurred in the following joint resolutions of the House of Representatives, to-wit:

A resolution allowing the Secretary of the Senate and Clerk of the House of Representatives, ten days to bring up the unfinished business of their respective offices.

A resolution requiring the Superintendent of the Asylum, simply to supervise the accounts as made out by his Steward.

A resolution in relation to matters of difference between the United States and the State of Georgia, touching the Western and Atlantic Rail Road.

The House took up their disagreement to the Senate amendment to the bill to make it penal for any officer, agent, or employee, of any Rail Road in this State, to charge for transporting freights or passengers over said Roads, above the rates allowed in their several charters, and insisted on their said disagreement.

The House took up the Senate resolution in relation to his Excellency the President of the United States which was read and adopted.

Mr. Render, Chairman of the Enrolling Committee, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives and President of the Senate, the following acts, &c., to-wit:

An act to enable the Judges of the Superior and Inferior Courts of this State, to fill vacancies, by the appointment of Trustees, in certain cases.

Also, an act requiring cost to be paid in advance in certain cases.

Also, a resolution appointing a joint sub-committee to visit and report upon the Deaf and Dumb Asylum, at Cave Springs, Floyd county Georgia.

Also, an act to authorize the Ordinaries of this State, to

issue, temporary letters of Administration, and to require the party to whom issued; only to give bond and security for double the value of the property, other than real estate, and for other purposes.

Also, a resolution authorizing and requesting the Governor to purchase copies of Wellborn's pamphlet of public Laws, &c., of the present session, for certain county officers, and to pay for the same.

Also, an act to incorporate the City Loan Association, and Savings Bank of Augusta.

Also, an act to incorporate the Dalton Medical College, and for other purposes therein mentioned.

Also, an act to regulate the manner of convicts laboring upon public works, and define the powers and duties of the Inferior Court, and Governor of the State, touching the same, and for other purposes therein mentioned.

Also, an act to alter and amend the laws of this State, in relation to apprentices.

Also, an act to incorporate the Chattahoochee Manufacturing company.

Mr. DuBose, from a conference committee, submitted the following report:

The committee of conference upon the Senate bill, for the relief of Sheriffs, Deputy Sheriffs, &c., beg leave to report as follows:

That the Senate recede from its amendment, so far as to strike out 1864, and that the House recede from its amendment for the proviso, in the substitute of the House, for the Senate bill, and retain the original proviso in said substitute, for the Senate bill, and thus amended they recommend that the bill do pass.

B. B. MOORE,
Chm'n Senate Committee.
C. W. DUBOSE,
Chm'n House Committee.

On motion, said report was taken up and agreed to.

The following message was received from the Senate through Mr. Weems their Secretary, to-wit:

Mr. Speaker:—The Senate adheres to their amendments to the bill of the House of Representatives, for raising revenue for the political year 1866, and to appropriate money for the support of the government, &c.; and have appointed on their part a committee consisting of Messrs. Redding, Butler and J. F. Johnson, upon the disagreements between the two Houses.

The Senate adheres to their amendment to the bill of the House of Representatives, to make it penal for any officer, or employee, of any Rail Roads, to charge for freight and

passengers, more than allowed by their charters ; and invites a committee of conference upon the disagreement between the two Houses.

The committee on the part of the Senate, consists of Messrs. Gresham, Strozier and Paris.

The Senate have agreed to the report of the committee of conference, upon the disagreement between the two Houses, on the bill of the Senate, for the relief of Sheriffs, and other collecting officers, and respectfully asks the concurrence of the House of Representatives.

On motion, the House adhered to their disagreement to the Senate amendment to the bill to make it penal for any officer, agent or employee, of any Rail Road company in this State, to charge more than allowed them by their charters, and appointed a committee of conference on the same, consisting of Messrs. Hill, Barnes, Frost, Mitchell of Thomas, and Edge.

Mr. McWhorter, of Greene, from a committee of conference, made the following report :

The committee of conference appointed upon the disagreement between the Senate and House of Representatives, upon certain amendments to the bill of the House of Representatives—a bill to be entitled an act to provide for raising a revenue for the political year 1866, to appropriate money for the support of the government during said year, and to make certain special appropriations, &c., recommend that the Senate recede from its amendments to the 16th section, its amendment striking out the 25th section, its amendment striking out the 32nd section, its amendment appropriating ten thousand dollars, to the Georgia State Orphan Home.

A. W. REDDING,
Chm'n Senate Committee.
R. L. McWHORTER,
Chm'n House Committee.

On motion said report was taken up, and agreed to.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

Mr. Speaker :—The Senate have agreed to the report of the committee of conference upon the disagreements between the two Houses, in reference to the bill of the House of Representatives, for raising revenue for the political year 1866, and for other purposes.

On motion, the House adjourned until $\frac{1}{2}$ past 8 o'clock, to-morrow morning.

TUESDAY, MARCH 13TH, 1866. }
9 O'CLOCK, A. M. }

The House met pursuant to adjournment.

Mr. J. J. Jones moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House in agreeing to the amendment of the Senate to the bill to require costs to be paid in certain cases, which motion was lost.

Leave of absence was granted to Mr. McLendon of Wilkes, for the balance of the session, on special business.

Mr. Gartrell of Cobb offered the following Resolution, which was read and adopted, to-wit:

Resolved, That the Clerk of this House have filed in the office of the Secretary of State the report of the Commissioners appointed to receive the Western & Atlantic Rail Road from the military authorities of the United States.

Mr. Hill, from the Committee of Conference on the bill to make it a penal offence for any agent, officer, or employee, to charge more than is allowed them in their several charters, submitted the following report:

"The Committee of Conference on the bill to be entitled an act to make it penal for any officer, agent, or other employee of any Rail Road Company in this State to charge for transporting freights or passengers above the rates allowed by their charters, have had the same under consideration, and have agreed on the following report:

That the words "or established by the Superintendent or other officer or officers of the said Rail Road," be inserted after the word "charter," in the eighth line of the first section.

JOHN J. GRESHAM,
Chairman Senate Com.

THOS. W. J. HILL,
Chairman House Com.

On motion the report was taken up and agreed to.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—I am directed by the Senate to ask of the House of Representatives a return of the message announcing their agreement to the report of the Committee of Conference in relation to the disagreement between the two houses as to the amendment of the Senate to the General Appropriation bill, the same having been transmitted without knowledge of notice to reconsider.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have refused to reconsider its action upon the report of the Committee of Conference in reference to the disagreement between the two Houses upon the bill of the House of Representatives for raising revenue for the political year 1866, and for other purposes.

Leave of absence was granted to Mr. Morrow of Columbia, for the balance of the session.

The House took up the report of the Committee on the bill of the Senate to incorporate the Savings Bank of Augusta.

The report of the Committee as amended was agreed to, the bill was read the third time, and on its passage the ayes and nays were required to be recorded, and resulted in ayes 82, and nays 18.

Those who voted in the affirmative are Messrs :

Asbury,	Hodges,	Pottle,
Atkinson,	Hudson,	Quillian,
Barnes,	Hughes of Twiggs,	Ragsdale,
Baynes,	Jones, J. B., of	Redwine,
Bennett,	Burke,	Reese,
Benson,	Lawson,	Render,
Brown, of Houston,	Maddox, of Fulton,	Ridley,
Brock,	Mattox, of Elbert,	Robinson of Lau-
Byrd,	Mallard,	rens,
Byington,	McCullough,	Rogers,
Cabaniss,	McCutchen,	Russell of Chatham,
Cameron,	McComb,	Sale,
Colley,	McDowell, of Pike,	Scandrett,
Dodds,	McDougald,	Shepard,
Dorsey,	McRae,	Sims, of Bartow,
DuBose,	McWhorter,	Simms, of Newton,
Edge,	of Greene.	Smith, of Hancock,
French,	McWhorter of Ogle-	Snead,
Frost,	thorpe,	Stallings,
Gartrell,	Mizell,	Stapleton,
Glenn,	Morrell,	Starr,
Green,	Morris, of Franklin,	Stanton,
Grogan,	Mitchell,	Swann,
Gross,	of Gwinett,	Thomas,
Harden,	Mitchell of Thomas,	Tucker,
Harlan,	Montgomery,	Vason,
Hill,	Moses,	Weaver,
Holliday,	Oates,	Williams, of Bryan,
Howard, of Bartow,	Peeples,	Woods, of Floyd,
Howard, of Lump-	Pickett,	Woods, of Morgan.
kin,	Phillips,	

Those voting in the negative are Messrs :

Boyd,	Burch,	Ellington,
Brown, of Early,	Candler,	Evans,

Fincannon,	Johnson, of Henry,	Umphrey,
Hand,	Jones, J. J., of	Watkins,
Hargett,	Burke,	Williams of Bulloch,
Hicks,	Rhodes,	Williams, of Dooley.
Hughes of Union,	Sharp,	

Ayes 83, nays 18. So the bill was passed by a Constitutional majority.

Mr. McWhorter of Greene offered the following Resolution, which was read and adopted, to-wit:

Resolved, That for to-day, no member shall speak longer than five minutes.

Leave of absence was granted to Mr. Fincannon of Rabun, Mr. Stapleton of Jefferson, Montgomery of Madison, and Mr. Durham of Clarke, for the balance of the session.

Mr. Ridley of Troup offered the following Resolutions, which were read and unanimously adopted, to-wit:

Resolved, That the House of Representatives tender its thanks to the Hon. Thomas Hardeman, Jr., Speaker, for the able and impartial, dignified, courteous, and prompt manner in which he has presided over the deliberations of this body during the present session of the General Assembly of the State of Georgia. We also tender the same testimonial to the Hon. E. H. Pottle, Speaker *pro tem.*, and assure said gentlemen that they bear from this Hall our highest admiration, kindest regards, and best wishes.

Resolved, That this House tender its thanks to James D. Waddell, Clerk of the House of Representatives, and John B. Estes, Reading Clerk, for the prompt and active care in the full discharge of their arduous and laborious duties during this session of the General Assembly.

Mr. French of Schley offered the following Resolution, which was read and adopted, to-wit:

Resolved. That the thanks of this House are due and are hereby tendered to Henry F Merrell, Esq., Journalizing Clerk, for the faithful and prompt discharge of the arduous duties of his office during the present session of the General Assembly.

The House took up the report of the committee on the Senate bill to incorporate the Planters' Loan & Banking Association.

Mr. Adams moved to amend the report by striking out "10 per cent.," which motion prevailed.

The report as amended was agreed to, the bill was read the third time, and a two-third vote being necessary to its passage, the ayes and nays were required to be recorded, and resulted in ayes 73, and nays 20.

Those who voted in the affirmative are Messrs :

Atkinson,	Holliday,	Ragsdale,
Baker,	Howard of Bartow,	Reese,
Barnes,	Hughes of Twiggs,	Ridley,
Bennett,	Johnson of Henry,	Robinson of Lau-
Bragg,	Jones, J. B., of	rens,
Brown of Early,	Burke,	'Rogers,
Brown of Houston,	Kibbee,	Roundtree,
Brock,	Lawson,	Russell of Chatham,
Byrd,	Maddox, of Fulton,	Russell of Musco-
Byington,	Mallard,	gee,
Cabiness,	McCullough,	Scandrett,
Cameron,	McCutchen,	Sharp,
Cloud,	McDowell of Pike,	Shepard,
Colley,	McDougald,	Simms, of Bartow,
Dodds,	McRae,	Smith, of Hancock,
DuBose,	McWhorter of	Snead,
Edge,	Greene,	Starr,
French,	Mizell,	Stanton,
Frost,	Morris of Frank-	Swearingen,
Gartrell,	lin,	Thomas,
Glenn,	Mitchell of Thomas,	Tucker,
Green,	Oates,	Weaver,
Grogan,	Peeples,	Willis,
Hand,	Pickett,	Williams of Dooly,
Harlan,	Phillips,	Woods of Floyd,
Hargett,	Pottle,	Woods of Morgan.

Those voting in the negative are Messrs :

Boyd,	Hicks,	Quillian,
Burch,	Humphreys,	Rhodes,
Candler,	Hughes of Union,	Simms of Newton,
Dickson of Walker,	Jones, J. J., of	Swann,
Ellington,	Burke,	Umphrey,
Evins,	Mattox of Elbert,	Watkins.
Hall,	Mitchell of Gwin-	
Harden,	nett,	

Ayes 73, nays 20. Two-thirds having voted in the affirmative, the bill was passed.

Mr. Render, from the Committee on Enrollment, reported as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act to incorporate the Metcalf Manufacturing Company.

An act to define the term "persons of color," and to declare the rights of such persons.

An act to alter and amend the Penal Code of Georgia.

An act for the relief of Sheriffs, Deputy Sheriffs, Attorneys at Law, and other collecting officers, in certain cases therein mentioned.

Resolution in relation to his Excellency the President of the United States.

The following message was received from the Senate by Mr. Weems their Secretary, to-wit:

Mr. Speaker:—The Senate passed the following bill of the House of Representatives, to-wit:

A bill to incorporate the Georgia Lumber & Land Company.

The Senate have rejected the bill of the House of Representatives to prevent extortion by Express Companies, and to regulate the charges of the same.

Mr. Moses, Chairman of the Committee on the Judiciary, makes the following report:

Mr. Speaker:—The Judiciary Committee have had under consideration the following bills:

A bill to be entitled an act to repeal section 586, part 1st, title 6, chapter 5th, article 1st, of the Code of the State of Georgia; which they recommend do not pass.

A bill to be entitled an act for the relief of Charles B. King; which they recommend do not pass.

A bill to be entitled an act to amend the law of Evidence; which they recommend do not pass.

A bill to be entitled an act to repeal the 1593 and 2635 sections of the Code of Georgia, and all other acts of this State, so far as to allow aliens to hold, acquire, and sell real estate in the State Georgia, and for other purposes; which they recommend do not pass.

A bill to be entitled an act to abolish Penitentiary Imprisonment in this State, except in certain cases, and to change the mode of punishment for crimes and misdemeanors, and for other purposes; which they recommend do not pass.

R. J. MOSES,
Chairman.

Mr. Ridley of Troup offered the following Resolution, which was read and adopted, to-wit:

Resolved, That the thanks of this House be tendered to Jesse Oslin, our Messenger, and L. J. Alred, door-keeper, for the active and unwearied efforts in the faithful discharge of their respective duties.

Mr. Pottle of Warren offered the following Resolutions, to-wit:

Resolved, That we tender to the editors and reporters of the press, who have attended our deliberations, our kind ap-

preciation of the courtesy which has uniformly marked their intercourse with the members.

Resolved, 2nd., That the House of Representatives tender their thanks to the Chaplain and Ministers of the House who have officiated in opening the sessions of the House with prayer.

Which were read and adopted.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit :

Mr. Speaker :—The Senate have passed the following bills of the House of Representatives, to-wit :

A bill to add a section to the 3621st paragraph, part 3rd, title 7th, of the Code.

A bill to authorize the Ordinary of Newton County to issue letters of administration to L. A. Wheatly, a non-resident, upon giving bond and security.

The Senate have concurred in the amendment of the House of Representatives to the bill of the Senate to incorporate the Planters' Loan & Banking Association.

The following message was received from the Senate through Mr. Weems their Secretary, to-wit :

Mr. Speaker :—The Senate have agreed to the report of the Committee of Conference in relation to the disagreement between the two Houses upon the bill of the House to make it penal for any officer or employee of a Rail Road in this State to charge more than the rates allowed by their charters.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit :

Mr. Speaker :—The Senate have passed by a Constitutional majority of yeas 19, nays 9, the bill of the Senate to allow the redemption of real estate sold under execution, within a specified time, the same having been returned to the Senate with the dissent of his Excellency the Governor.

On motion said bill was taken up, and a two-third vote being necessary to its passage, the ayes and nays were required to be recorded, and resulted in ayes 64, and nays 39.

Those voting in the affirmative are Messrs :

Atkinson,	Candler,	Glenn,
Baynes,	Cloud,	Green,
Benson,	Colley,	Grogan,
Bragg,	Dickson of Walker,	Hand,
Brown of Early,	Evans,	Harden,
Brown of Houston,	French,	Harlan,
Brock,	Frost,	Hargett,
Byington,	Gartrell,	Hicks,
Cabaniss,		

Hill,	Oates,	Sharp,
Howard of Bartow,	Peeples,	Shaw,
Hodges,	Pickett,	Simms of Bartow,
Hudson,	Phillips,	Starr,
Hughes of Twiggs,	Ragsdale,	Stanton,
Mattox of Elbert,	Reese,	Swann,
McCullough,	Render,	Thomas,
McDowell of Pike,	Ridley,	Tucker,
McWhorter of	Rogers,	Watkins,
Greene,	Russell of Chatham,	Weaver,
Mizell,	Russell of Musco-	Wicker,
Mitchell of Gwin-	gee,	Willis,
nett,	Sale.	Williams of Bulloch,
Mitchell of Thomas,	Scandrett,	Woods of Floyd.

Those voting in the negative are Messrs:

Adams,	Humphreys,	Pottle,
Barnes,	Hughes of Union,	Quillian,
Bennett,	Johnson, of Henry,	Redwine,
Boyd,	Jones, J. B., of	Rhodes,
Burch,	Burke,	Robinson of Lau-
Byrd,	Jones, J. J., of	rens,
Cameron,	of Burke,	Roundtree,
Dodds,	Kibbee,	Simms of Newton,
Dorsey,	Lawson,	Smith of Hancock,
DuBose,	Maddox of Fulton,	Snead,
Edge,	Mallard,	Umphrey,
Ellington,	McCutchen,	Williams of Dooly,
Holliday,	McComb,	Woods of Morgan.
Howard of Lump-	McRae,	
kin,	Morris of Franklin,	

Ayes 64, nays 39. So the veto was sustained by the House.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit :

Mr. Speaker :—The Senate have passed, by a Constitutional majority, yeas 18 nays 8, the re-considered bill of the Senate to exempt certain property of every debtor from levy and sale, the same having been returned to the Senate with the dissent of his Excellency the Governor.

On motion said bill was taken up, and a two-third vote being necessary to its passage, the ayes and nays were required to be recorded, and resulted in ayes 50, and nays 53.

Those who voted in the affirmative are Messrs:

Atkinson,	Brown of Early,	Cloud,
Baker,	Brown of Houston,	Colley,
Bennett,	Cabiness,	Evans,

French,	McDowell of Heard,	Russell of Chatham,
Frost,	McDowell of Pike,	Sale,
Glenn,	McWhorter of	Shaw,
Green,	Greene,	Starr,
Grogan,	Mizell,	Swann,
Hand,	Peeples,	Thomas,
Harden,	Pickett,	Tucker,
Hargett,	Phillips,	Watkins,
Hill,	Pottle,	Weaver,
Hodges,	Ragsdale,	Williams, of Bul-
Hudson,	Reese,	loch,
Hughes of Twiggs,	Render,	Williams of Dooly,
Mattox of Elbert,	Ridley,	Woods of Floyd.
McCullough,	Rogers,	

Those voting in the negative are Messrs:

Adams,	Howard of Lump-	Quillian,
Barnes,	kin,	Redwine,
Baynes,	Humphreys,	Rhodes,
Benson,	Hughes, of Union,	Robinson of Lau-
Boyd,	Johnson of Henry,	rens,
Brock,	Jones, J. B., of	Roundtree,
Bush,	Burke,	Russell of Musco-
Burch,	Jones, J. J., of	gee,
Byrd,	Burke,	Scandrett,
Byington,	Kibbee,	Sharp,
Cameron,	Lawson,	Shepard,
Candler,	Maddox of Fulton,	Sims of Bartow,
Dodds,	Mallard,	Simms of Newton,
Dorsey,	McCutchen,	Smith of Hancock,
DuBose,	McComb,	Stanton,
Ellington,	McRae,	Umphrey,
Gartrell,	Morris of Franklin,	Wicker,
Harlan,	Mitchell of Gwin-	Willis,
Hicks,	nett,	Woods of Morgan.
Holliday,	Mitchell of Thomas,	
Howard of Bartow,	Moses,	

Ayes 50, nays 53. So the House refused to pass the bill over the veto.

Mr. Render, chairman of the Enrolling Committee, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives and President of the Senate, the following acts, &c., to-wit:

A resolution requiring the Superintendent of the Asylum simply to supervise the accounts as made out by his Steward.

Also, a resolution to allow the Secretary of the Senate and Clerk of the House ten days to bring up unfinished business.

Also, a resolution authorizing the Governor to have a test made of the matter of differences between the State of Georgia and the United States touching the Western & Atlantic Road.

Also, an act to incorporate the Alabama & Georgia Manufacturing Company.

Also, an act to make it penal for any officer, agent, or other employee of any Rail Road Company in this State to charge for freight or passengers transported over said Rail Road above the rates now allowed by their several charters.

Also, an act to authorize the Ordinary of Newton County to issue letters of administration to L. A. Whatley, a non-resident, on his giving bond and security.

Also, an act to incorporate the Georgia Land & Lumber Company.

Also, an act to add an additional section to paragraph 21, part 3rd, title 7th, of the Penal Code.

Also, an act for raising a revenue for the political year eighteen hundred and sixty-six, and to appropriate money for the support of the government during said year, and to make certain special appropriations, and for other purposes.

Also, a resolution appointing a joint committee to inform his Excellency the Governor that both branches are now ready to adjourn *sine die*.

Mr. Render, from the committee on Enrollment, reported as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act to incorporate the Savings Bank of Augusta.

An act to incorporate the Planters' Loan & Banking Association.

Mr. Pottle of Warren offered the following Resolution, which was taken up, read, and adopted, to-wit:

Resolved, That a Committee of five from the House be appointed to join a similar Committee from the Senate to wait upon his Excellency the Governor and inform him that both branches of the General Assembly having disposed of the business before them, are ready to adjourn *sine die*, and to ascertain from him whether or no he has any communication to make to either branch of the General Assembly.

The Committee appointed on the part of the House are Messrs. Pottle, McWhorter of Greene, Sims of Bartow, Shaw, and Woods of Morgan.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

Mr. Speaker:—The Senate have rejected the bill of the House of Representatives for the relief of George Cox, of Whitfield County.

The Senate have disagreed to the resolutions of the House of Representatives relative to the Rail Roads of this State.

The Senate have agreed to the resolution of the House in reference to the adjournment of the General Assembly, and have appointed as the Committee on their part Messrs. Moore, Thornton, and Gresham.

Mr. Pottle, from the Committee appointed to wait upon his Excellency the Governor and inform him that both branches of the General Assembly having disposed of the business before them, and are now ready to adjourn *sine die*, and ascertain whether or no he has any other communication to make to either branch of the General Assembly, reported that the Committee had discharged that duty, and was informed by the Governor that he had no other communication to make.

On motion of Mr. McWhorter of Greene the Clerk was directed to inform the Senate that the House of Representatives is now ready to adjourn *sine die*.

The following message was received from the Senate through Mr. Weems their Secretary, to-wit :

Mr. Speaker :—I am instructed by the Senate to inform the House of Representatives that they have completed their business, and are now ready to adjourn *sine die*.

On motion the House of Representatives adjourned *sine die*.

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